



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 18]

शिमला, शनिवार, 19 दिसम्बर, 1970/28 अग्रहायण, 1892

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19 दिसम्बर, 1970/28 अग्रहायण, 1892 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं-

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 14-7/66-Home, dated the 13th August, 1970.	Home Department	Authorising the carrying out of field firing and artillery practice throughout the notified area in Kangra district by the Army authorities.
No. 2-124/68-Med. II, dated the 21st October, 1970.	Medical and Public Health Department	Prohibition of manufacture for sale any Ayurvedic (including Sidha) or Unani Drugs after 30-9-1970.
No. 2-124/62-Med. II, dated the 21st October, 1970.	-do-	Prohibition of sell or stock or exhibit for sale or distribute any Ayurvedic (including Sidha) or Unani Drugs after 30-9-1970.
No. 2-124/61-Med. II, dated the 21st October, 1970.	-do-	Appointment of officials as expert in Ayurvedic (including Sidha) or Unani system of medicines to advise the licensing authorities.
No. 2-124/68-Med. II, dated the 21st October, 1970.	Health and Family Planning Department	Appointment of licensing authorities in respect of manufacture/sale of Ayurvedic (including Sidha) and Unani Drugs.
No. 2-124/68-Med. II, dated the 21st October, 1970.	-do-	Appointment of Drugs Inspectors in respect of manufacture/sale as Ayurvedic (including Sidha) and Unani Drugs.
No. 2-124/68-Med. II, dated the 21st October, 1970.	-do-	Appointment of Government Analysts in respect of Ayurvedic (including Sidha) and Unani Drugs in Himachal Pradesh.
No. 7-16/65-XV-LSG., dated the 8th December, 1970.	Local Self Government Department	Extension of term of the Local Government (Urban) Enquiry Committee reconstituted vide Notification No.1-2/66-LSG., dated the 28th August, 1968.
No. 7-2/69-PNT-SECTT. (I), dated the 11th December, 1970.	Panchayats Department	Exclusion of villages from the Gram Sabha circles in Sirmur district.
No. 7-2/69-PNT-SECTT. (II), dated the 11th December, 1970.	-do-	Establishment of territorial jurisdiction of Gram Sabha circles in Sirmur district.
No. 7-1/69-Pnt-Sectt. (i), dated the 11th December, 1970.	-do-	Exclusion of villages from the Gram Sabhas in Kangra district.
No. 7-1/69-PNT-SECTT. (iii), dated the 11th December, 1970.	-do-	Establishment of territorial jurisdiction of Gram Sabha circles in Kangra district.
No. 7-1/69-PNT-SECTT. (II), dated the 11th December, 1970.	-do-	Inclusion of villages in the Gram Sabhas in Kangra district.
No. 7-2/69-Pnt-Sectt. (II), dated the 16th December, 1970.	-do-	Corrigendum to notification No. 7-2/69-Pnt. Sectt. (II), dated the 11th December, 1970.

भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और हिमाचल बेंच आफ देहली हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

देहली हाई कोर्ट

NOTIFICATION

Dated the 4th December, 1970

No. 88/Gaz/Him(P.F.).—The Hon'ble the Chief Justice and Judges have been pleased to grant to Shri T. R. Handa, Additional District and Sessions Judge, Mandi, 41 days, earned leave from 9th November, 1970 to 19th December, 1970 with permission to prefix and suffix 8th November, 1970 and 20th December, 1970, being Sundays.

It is certified that Shri T. R. Handa, would have continued to officiate as Additional District and Sessions Judge, but for his proceeding on leave.

It is further certified that Shri T. R. Handa, is likely to return to the same post and station after the expiry of leave.

By order,
Sd/-
Registrar.

हिमाचल प्रदेश सरकार

APPOINTMENT DEPARTMENT

NOTIFICATIONS

Simla-2, the 3rd December, 1970

No. 1-3/63-Apptt.—The Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri Raghubir Singh, I.A.S. (U.T.), as Secretary to Lieutenant Governor, Himachal Pradesh, with effect from 15th May, 1967.

2. The Administrator (Lieutenant Governor), is further pleased to order that Shri Raghubir Singh, I.A.S., (U.T.), shall also hold the additional charge of the post of Director of Vigilance, Himachal Pradesh, in addition to his own duties as Secretary to Lieutenant Governor, Himachal Pradesh.

3. This supersedes office orders No. 7-20/65-Apptt., dated the 1st June, 1967, 28th July, 1967 and Addendum No. 1-3/63-Apptt., dated 8th January, 1970, respectively.

K. N. CHANNA,
Chief Secretary.

Simla-2, the 5th December, 1970

No. 10-2/68-Apptt.—In exercise of the powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, 1898 (Act V of 1898), as amended by the Punjab Separation of Judicial and Executive Functions Act, 1964, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri Vinod Lal, Sub-Divisional Officer (Civil), Kangra to be the Executive Magistrate of the First Class under the said code to exercise the powers as such within District Kangra with effect from the date of taking over.

2. In exercise of the powers conferred by section 13 of the Code of Criminal Procedure, 1898 (Act V of 1898) as amended by the Punjab Separation of Judicial and Executive Functions Act, 1964, the Administrator (Lieutenant Governor), Himachal Pradesh is further pleased to place Shri Vinod Lal, Incharge of the Sub-Division Kangra, District Kangra, to be called Sub-Divisional Magistrate Kangra, District Kangra.

Simla-2, the 5th December, 1970

No. 10-2/68-Apptt.—In exercise of the powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, 1898 (Act V of 1898), as amended by the Punjab Separation of Judicial and Executive Functions Act, 1964, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri K. C. Sharma, Sub-Divisional Officer (Civil), Una, District Kangra to be the Executive Magistrate of the First Class under the said code to exercise the powers as such within District Kangra with effect from the date of taking over.

2. In exercise of the powers conferred by section 13 of the Code of Criminal Procedure 1898 (Act V of 1898) as amended by the Punjab Separation of Judicial and Executive Functions Act, 1964, the Administrator (Lieutenant Governor), Himachal Pradesh is further pleased to place Shri K. C. Sharma, Incharge of the Sub-Division, Una, District Kangra, to be called Sub-Divisional Magistrate Una, District Kangra.

OFFICE ORDER

Simla-2, the 9th December, 1970

No. 3-6/62-Apptt.—In consultation with the Union Public Service Commission, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to extend the continued *ad hoc* appointment of Shri P. B. Sharma, in the post of Settlement Officer, (Consolidation), Hamirpur, District Kangra, for a further period upto 30th June, 1971 or till the post is included in the State Civil Service Cadre, whichever is earlier.

PRAKASH CHAND,
Joint Secretary.

ANIMAL HUSBANDRY DEPARTMENT

CORRIGENDUM

Simla-4, the 30th November, 1970

No. 42-2-70-AH(Sectt.).—Please insert the words "Rampur" against the entry regarding "Tehsil" under the specifications detailed in this Department notification of even number, dated the 8th/23rd September, 1970 regarding the acquisition of land for the construction of Veterinary Department at Majhgaon as published in Rajpatra, Himachal Pradesh, dated the 3rd October, 1970.

P. K. MATTOO,
Secretary.

CIVIL SUPPLIES DEPARTMENT

NOTIFICATION

Simla-2, the 8th December, 1970

No. 11-12/69-CS&T.—In supersession of notification No. 17-24/63-CS, dated the 18th October, 1968 and in exercise of the powers conferred by sub-section (1) of section 9 of the Himachal Pradesh Khandsari and Gar Dealers Licensing Order, 1967, the Lieutenant Governor, Himachal Pradesh, hereby authorises, Assistant Food and Supplies Officer, all District Inspectors, Inspectors and Sub-Inspectors of Civil Supplies Department in Himachal Pradesh to exercise any or all powers specified in clauses (a) to (d) of the said sub-section (1) of section 9 of the said order, with immediate effect.

By order,
K. N. CHANNA,
Secretary.

EDUCATION DEPARTMENT

NOTIFICATION

Simla-2, the 7th December, 1970

No. 1-326/70-Sectt-Edu-I.—On the recommendations of the Union Public Service Commission, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri R. P. Malik, Lecturer in English, Government College, Simla to a temporary post of Senior Lecturer in English in Government College, Simla in the scale of Rs. 400-30-640/40-800 Class II (Gazetted) with effect from 18-7-1970 (A.N.).

R. V. GUPTA,
Secretary.

ELECTION DEPARTMENT

NOTIFICATION

Simla-2, the 4th December, 1970

No. 4-9/69-Elec.—Whereas the election of Shri Om Parkash Kapoor, as a member of Municipal Committee, Nurpur from Ward No. 5, has been called in question by an election petition presented under rule 53 of Municipal Election Rules, 1952 by Shri Daya Krishan, Proprietor Bharat Drug House, Nurpur, District Kangra.

Now, therefore, in exercise of the powers conferred by section 262 of the Himachal Pradesh Municipal Act, 1968, the Administrator (Lieutenant Governor), Himachal Pradesh, hereby appoints the District and Sessions Judge, Kangra at Dharamsala as the Commission to hold an enquiry into the allegations made in the Election petition.

By order,
D. B. LAL,
Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Simla-2, the 3rd December, 1970

No. 6-2/70-E&T(Sectt.).—In exercise of the powers conferred by section 12(3) of the Himachal Pradesh Entertainment Duty Act, 1968, and all other powers enabling him in this behalf, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to grant exemption from liability to pay entertainment duty on the exhibition of the PAVITRE PAPI for a period of one week only with immediate effect where the film is being screened or with effect from the date of first release of the film after the issue of the notification in any cinema house of any town in the Himachal Pradesh.

The exemption is subject to the condition that the rates of the admission to the cinema for various classes shall continue to remain the same as prevalent just before this exemption less the entertainment tax and the date of the release shall be notified in advance.

U. N. SHARMA,
Secretary.

FINANCE DEPARTMENT

(TREASURIES AND ACCOUNTS ORGANISATION) ORDER

Simla-2, the 7th December, 1970

No. 20-37/66-Fin.(T&A).—The Lieutenant Governor, Himachal Pradesh is pleased to accord *ex-post-facto* approval to the formal promotion of Shri Banta Ram, Assistant in Kulu Treasury office in the pay scale of Rs. 160-8-280/15-400 as officiating Treasury Officer, Kulu in the scale of Rs. 350-25-500-30-590/30-830-35-900 (Class II Gazetted) for the period from 30-10-1969 to 3-6-1970 (A.N.), on purely *ad hoc* basis.

2. The Lieutenant Governor, in exercise of the powers vested in him under F.R. 35 is further pleased to order that the pay of Shri Banta Ram during the aforesaid period of promotion shall be restricted to what he would have been entitled to had he been promoted to the post of Assistant Superintendent (Treasury) in the pay scale of Rs. 200-10-280/15-430-20-450.

3. This promotion of Shri Banta Ram, Assistant as officiating Treasury Officer is purely temporary and will not confer any right on him to claim seniority amongst the Treasury Officers or to claim promotion to the post of Treasury Officer in future as of right.

M. M. SAHAI SRIVASTAVA,
Secretary.

FOREST DEPARTMENT

NOTIFICATIONS

Simla-4, the 28th November, 1970

No. 1-68/69-SF(Estt.).—The Lieutenant Governor, Himachal Pradesh, in consultation with the Union Public Service Commission and after obtaining the approval of the Government of India, Ministry of Home Affairs conveyed vide their letter No. 3-67/70-HMT, dated 13-10-1970 is pleased to reclassify the two posts of Superintendents in the Office of Chief Conservator of Forests, Himachal Pradesh, in the pay scale of Rs. 350-25-575 (promotee to start at Rs. 400) as Class II (Gazetted) with effect from the date of issue of the Government of India Ministry of Home Affairs letter referred to above viz. 13-10-1970 and to appoint Sarvshri M. C. Sud and R. D. Sharma, the present incumbents of the posts, against the upgraded posts from the same date.

P. K. MATTOO,
Secretary

Simla-4, the 7th December, 1970

No. 1-135/70-SF(Estt.).—The Lieutenant Governor Himachal Pradesh, is pleased to extend the probationary period of Shri B. S. Bajwa, Foreman (Gazetted), Wood Based Industries Division, Shamshi, Kulu, for a period of two years from 19-10-1968 to 18-10-1970.

MANJULA MAHAJAN,
Deputy Secretary

FISHERIES DEPARTMENT

NOTIFICATION

Simla-4, the 5th December, 1970

No. 43-3/69-Fish. Sectt.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land required to be taken by the Government at public expense for a public purpose, namely for the construction of 2nd Unit of Mirror Carp Hatchery at Alsu, it is hereby notified that land in the locality described below to be acquired for the above purpose.

2. This declaration is made under the provisions section 6 of the Land Acquisition Act, 1894, to all whom may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Mandi district Mandi, Himachal Pradesh is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Mandi district, Mandi, Himachal Pradesh.

SPECIFICATION

District: MANDI Tehsil: SUNDERNAGAR

Village 1	Khasra No. 2	Area		
		Big.	Bis.	Bisw.
		3	4	5
ALSU	2019	0	1	4
	2021	0	8	3
	2022	0	8	5
	2024	1	10	8
	2025	0	5	10
	2026	0	5	0
	2027	0	3	10
	2028	0	2	0
	2029	0	0	14
	2033	0	10	10
	2034	0	2	6
	2035	0	4	4
	2036	0	3	3
	2037	0	3	19
	2038	0	0	11
	2039	0	2	16
	2040	0	1	19
	2041	0	3	15
	2042	0	3	6
	2043	0	3	4
	2044	0	10	10
	2045	0	1	10
	2046	0	1	4
	2046/1	0	0	14
	2047	0	1	10
	2048	0	1	10
	2049	0	1	8
	2050	0	2	8
	2051	0	3	6
	2052	0	1	19
	2054	0	2	2
	2055	0	2	9
	2056	0	1	12
	2057	0	1	7
	2058	0	1	0
	2059	0	8	14
	2060	0	7	14
	2061	0	11	3
	2062	0	6	14
	2063	0	1	5
	2064	0	1	7
	2065	0	3	3
	2066	0	5	13
	2067	0	6	6
	2068	0	1	12
	2069	0	2	0
	2070	0	12	3
	2071	0	2	6
	2072	0	5	4
	2073	0	3	2
	2074	0	2	9
	2075	0	1	0
	2076	0	2	12
	2077	0	6	18
	2078	0	4	11
	2079	0	4	0
	2080	0	1	17
	2081	0	5	7
	2082	0	4	2
	2083	0	4	18

1	2	3	4	5
	2084	0	11	10
	2085	0	4	10
	2086	0	2	14
	2087	0	7	11
	2089	0	2	11
	2090	0	1	16
	2091	0	4	6
	2092	0	4	2
	2093	0	6	3
	2094	0	1	10
	2095	0	12	16
	2096	0	0	12
	2097	0	1	14
	2008	0	1	14
	2009	0	0	12
	Total	..	16	0 17

By order,
P. K. MATTOO,
Secretary.

HEALTH AND FAMILY PLANNING DEPARTMENT
NOTIFICATIONS

Simla-2, the 5th December, 1970

No. 1-11/70-H&FP.—The Lieutenant Governor, Himachal Pradesh is pleased to accept the resignation of Dr. (Mrs.) Saroj Bakshi, CAS Grade I(Gazetted) with effect from 25-7-1970 (F.N.), or from the date she is actually relieved.

Simla-2, the 7th December, 1970

No. 1-184/70-H&FP.—The Lieutenant Governor, Himachal Pradesh is pleased to appoint Dr. Rakesh Sarin as Civil Assistant Surgeon Grade I(G) in the scale of Rs. 350-25-500-30-590/30-830-35-900 on *ad hoc* basis for a period of one year from 31-10-1970 (forenoon) or till the post is filled up in accordance with the Central Health Service Rules, whichever is earlier.

S. L. TALWAR,
Under Secretary.

INDUSTRIES DEPARTMENT
NOTIFICATION

Simla-4, the 8th December, 1970

No. 5-32/70-SI.—The Administrator (Lieutenant Governor), Himachal Pradesh on the recommendations of the Departmental Promotion Committee of the Industries Department is pleased to confirm Shri P. L. Sehgal, Assistant Labour Commissioner, Himachal Pradesh against the post of Assistant Labour Commissioner in the scale of Rs. 250-25-550/25-750 with immediate effect.

By order,
P. K. MATTOO,
Secretary.

LABOUR DEPARTMENT
NOTIFICATIONS

Simla-4, the 18th November, 1970

No. 2-26/69-SI.—In exercise of the powers conferred on him vide sub-section (1) of section 7 of the Himachal Pradesh Industrial Establishments (National and Festival Holidays and Casual and Sick Leave) Act, 1969 (Act No. 7 of 1970), the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to appoint all the Inspectors working under the Labour Department to be the

'Inspectors' for the purposes of this Act within their respective jurisdiction as fixed vide Government notification No. I&S.15(Lab.)359/58, dated the 17th August, 1968.

This notification shall take effect from the date of its issue.

Simla-4, the 26th November, 1970

No. 2-26/69-SI.—In partial modification of Himachal Pradesh Government Labour Department notification No. I&S.15(Lab.)359/58, dated the 17th August, 1968 and in exercise of the powers conferred on him vide sub-section (1) of section 19 of the Himachal Pradesh Shops and Commercial Establishments' Act, 1969 (Act No. 10 of 1970) the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to appoint all the Inspectors working under the Labour Department to be the 'Inspectors' for the purposes of this Act within their respective jurisdiction as fixed vide Government notification No. I&S.15(Lab.)359/58, dated the 17th August, 1968.

This notification shall take effect from 1st July, 1970.

Simla-4, the 26th November, 1970

No. 2-26/69-SI.—In exercise of the powers conferred on him vide sub-section (2) of section 19 of the Himachal Pradesh Shops and Commercial Establishments Act, 1969 (Act No. 10 of 1970), the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to appoint the Assistant Labour Commissioner, Himachal Pradesh to be the Chief Inspector of Shops and Commercial Establishments, Himachal Pradesh for the purposes of the said Act with effect from 1st July, 1970.

By order,
P. K. MATTOO,
Secretary.

LAND REFORMS DEPARTMENT NOTIFICATION

Simla-E, the 9th December, 1970

No. 1-65/66-LRC.—In exercise of the powers conferred by section 9 of the Himachal Pradesh Abolition of Big Landed Estates and Land Reforms Act, 1953 (Act No. 15 of 1954), the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint the Sub-Divisional Officer (Civil), Kalpa, District Kinnaur as Compensation Officer to carry out the purposes of the said Act including partitions, operations in holdings, assessment of compensation and disputes between the landowners and their tenants within the limits of Kalpa tehsil of Kinnaur district. The Sub Divisional Officer (Civil), Kalpa shall also act as Compensation Officer for the entire District of Kinnaur for the purposes of Rule 4 of the Himachal Pradesh Abolition of Big Landed Estates and Land Reforms (Manner of Determination and Sanction of Rehabilitation Grant) Rules, 1965, in addition to his own duties with effect from 8th April, 1970.

The Administrator (Lieutenant Governor) is further pleased to declare that the Treasury Officer, Kalpa appointed as 'Compensation Officer' and 'District Compensation Officer' vide Notification No. 1-65/66-LRC, dated the 30th April, 1966 and 5th December, 1966 shall cease to exercise the powers of 'Compensation Officer' and 'District Compensation Officer' respectively with effect from 8th April, 1970.

By order,
H. R. MAHAJAN,
Secretary.

LAW DEPARTMENT NOTIFICATION

Simla-2, the 8th December, 1970

No. 12-68/70-LR.—In exercise of the powers vested in him under section 491(1) of the Code of Criminal Procedure, the Administrator (Lieutenant Governor) of Himachal Pradesh is pleased to appoint Shri Padam Nabh Nag, Advocate of Simla as public Prosecutor, for conducting the Murder Reference No. 1/70—State *versus* Dharman Singh and Cr. Appeal No. 25/70—Shri Dharman Singh *versus* State under section 302 I.P.C., pending before the Delhi High Court, Himachal Bench at Simla.

JOSEPH DINA NATH,
Under Secretary (Judicial).

MULTIPURPOSE PROJECTS AND POWER DEPARTMENT NOTIFICATIONS

Simla-2, the 3rd December, 1970

No. 2-47/70-MPP(Sectt.).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at public expense for a public purpose, namely for construction of barrage on the left bank of Giri-River, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of land acquisition, Himachal Pradesh, P.W.D., Solan.

SPECIFICATION

District: SIRMUR Tehsil: RENUKA

Village	Khasra No.	Area Big. Bis.
DHARTARAN PATI JATUN.	586/3/1	14 18
	586/2/1	0 13
	587/1	1 12
	590/1	2 18
Total		.. 20 1

Simla-2, the 3rd December, 1970

No. 2-52/69-MPP(Sectt.).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for the construction of 33 K.V. Sub-Station, at Jabli it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Simla.

SPECIFICATION

District: BILASPUR Tehsil: SADAR

Village	Khasra No.	Area Big. Bis.
KOHLWIN	111/62/4	0 5
	111/62/5	0 5
	111/62/6	0 5
Total	..	0 15

Simla-2, the 3rd December, 1970

No. 2-41/70-MPP (Sectt.).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at public expense for a public purpose, namely for construction of residential quarters, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh M.P.P. and Power, Keylong, Himachal Pradesh.

SPECIFICATION

District: LAHAUL & SPITI Tehsil: LAHAUL

Village	Khasra No.	Area Big. Bis.
KEYLONG	277/2	2 0
	278/3	1 1
	279	0 15
	291	1 4
Total	..	5 00

Simla-2, the 4th December, 1970

No. 2-46/70-MPP (Sectt.).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at public expense for a public purpose, namely for construction of staff quarters across Tunnel Giri Hydel Project, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to

enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Solan.

SPECIFICATION

District: SIRMUR Tehsil: PAONTA

Village	Khasra No.	Area Big. Bis.
CHIYA MAMYANA	183/1	4 18
	183/2	0 3
	183/3	0 3
	102/1	0 4
	102/2	0 2
Total	..	5 10

By order,
U. N. SHARMA,
Secretary.

PUBLIC WORKS DEPARTMENT NOTIFICATIONS

Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose*, it is hereby declared that the land described in the specification below is required for the said* purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Solan.

No. 2-34/70-PWD. Simla-2, 3rd December, 1970

*Construction of Arki-Domehar-Badhlog-Jabroo road

SPECIFICATION

District: MAHASU Tehsil: ARKI

Village	Khasra No.	Area Big. Bis.
1	2	3 4
BIKRAMPUR PATTI KOT.	475/2	0 9
	476/2	0 7
	474/2	0 19
	473/2	1 8
	600/2	0 15
	599/2	0 13
	598/2	0 13
	477/2	0 7
	596/2	0 7
	597/2	0 8
Total	..	6 6
LADHI	120/1	0 1
	120/2	0 5

1	2	3	4
	120/3	0	4
	157/1	0	10
	158/1	0	4
	118/1	0	5
	62/1	1	5
	156/1	0	12
	64/1	0	11
	119/1	0	8
	121/1	0	2
	183/160/1	0	5
	183/160/2	0	3
	159/1	0	14
	Total ..	5	9
SIARI	57/2	0	19
	58/1	2	8
	72/1	0	12
	69/1	1	10
	71/1	0	15
	78/1	0	14
	80/1	0	1
	68/1	1	1
	Total ..	8	0
BIKRAMPUR PATTI-BADHAM	832/1	2	5
	Total ..	2	5
MANLA	8/2	1	17
	9/2	3	1
	7/1	0	2
	Total ..	5	0

Simla-2, the 4th December, 1970

No. 2-33/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Camps at Powari, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Kinnaur district, Kalpa.

SPECIFICATION

District: KINNAUR

Tehsil: KALPA

Village	Khasra No.	Area Big. Bis.
KHWANGI	1036/1018/779/1	1 14
	778/1	0 16
Total ..		2 10

Simla-2, the 4th December, 1970

No. 2-36/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for the construction of Rest House at Nurpur.

It is hereby declared that the land described in the specification below is required for the above purpose.

This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

Plans of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Kangra and in the office of the Executive Engineer, Himachal Pradesh Public Works Department, Division Nurpur.

SPECIFICATION

District: KANGRA

Tehsil: NURPUR

Village	Tikka	Area K.M.	Khasra No.
JACHH	JACHH	25.7	522 to 528

Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose*. It is hereby notified that land in the locality described below is likely to be acquired for the said* purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the Officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may within thirty days of the publication of this Notification, file an objection in writing before the Collector of Land Acquisition Himachal Pradesh Public Works Department, Mandi.

No. 2-32/70-PWD. Simla-2, the 4th December, 1970

*Construction of Bakhrot-Janjhalhi road

SPECIFICATION

District: MANDI

Tehsil: KARSOG

Village	Khasra No.	Area Big. Bis. Bisw.
1	2	3 4 5
UPRLA-PATHRION	12/1	0 6 9
	9/1	0 0 5
Total ..		0 6 14
BAKAROT	98/1	1 11 6
	149/1	0 5 12
Total ..		1 16 18

1	2	3	4	5	1	2	3	4	5
BAJHU	126/1	1	0	11		2517	0	4	8
	137/1	0	8	1		2519	0	1	0
	137/2	0	0	17		2524	0	5	18
	157/1	0	2	5		2534/1	0	8	10
	158/1	1	10	7		2534/2	0	4	11
	135/1	0	15	16		2654/1	0	2	6
	138/1	0	0	10		2641/1	0	8	5
	136/1	1	1	2		2642/1	0	0	14
	136/2	0	2	16		133	0	2	14
	134/1	0	2	16		145/1	0	8	10
Total ..		5	5	1		159/1	0	12	6
						2422/2	0	7	12
						2525/1	0	3	9
						2509	0	1	18
						2515/2	0	12	4
						2413/1	0	2	14
						2514/1	0	5	9
						2516/1	0	1	12
						2506/1	0	16	8
						2523/1	0	4	17
						2535/1	0	1	11
						2570	0	2	14
						2511/1	0	1	18
						2518	0	4	4
						2531/1	0	12	15
						2549/1	0	0	7
						165/1	0	2	4
						2303/1	0	8	1
						246/1	0	6	7
						277/1	0	0	10
						319/1	0	2	0
						747/1	0	4	3
						748/1	0	0	8
						283/1	0	1	6
						283/2	0	2	5
						320	0	14	17
						255/1	0	5	8
						281/1	0	1	13
						294/1	0	0	19
						548/1	0	3	0
						282/1	0	2	12
						287	0	3	4
						547/1	0	8	15
						256/1	0	6	17
						257/1	0	5	1
						483/1	0	4	16
						484/1	0	7	9
						496/1	0	13	0
						248/1	0	1	0
						264/1	0	2	2
						284	0	2	18
						327/1	0	2	8
						1485/1	0	0	13
						265/1	0	1	10
						325	0	3	0
						326	0	1	18
						1486/1	0	6	12
						268/1	0	0	10
						669/1	0	0	9
						746/1	0	1	2
						263/1	0	10	18
						560/1	0	0	2
						719	0	2	16
						561/1	0	0	18
						266/1	0	1	10
						269/1	0	0	9
						285/1	0	2	17
						718/1	0	2	10
						720/1	0	3	16

Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose*, it is hereby notified that land in the locality described below is likely to be acquired for the said* purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Mandi and Kulu districts, Mandi.

No. 2-32/70-PWD. Simla-2, the 5th December, 1970

*Construction of Pandar-Tata Pani road.

SPECIFICATION

District: MANDI

Tehsil: KARSOG

Village 1	Khasra No. 2	Area Big. Bis. Bisw.		
		3	4	5
NIHIRI	154/F	0	2	13
	157/F	0	0	14
	162/F	0	2	10
	2414	0	1	4
	2416	0	5	10
	2417/F	0	1	12
	2419/F	0	0	7
	2421/F	0	0	15
	2423/F	0	1	2
	2508	0	1	16
	2520	0	1	2
	160/F	0	0	10
	2411/F	0	0	15
	2415	0	2	2
	2418/F	0	0	7
	2507	0	2	12
	2521	0	3	16
	156/F	0	9	5
	161/F	0	8	2
	2420/F	0	1	14
	144/1	0	3	16

1	2	3	4	5	1	2	3	4	5
	824/1	0	15	6		247	0	3	16
	825/1	1	8	14		250/1	0	1	0
	827/1	1	5	4		265/1	0	2	6
	276/1	0	1	0		245	0	0	12
	288/1	0	3	0		392/1	0	3	5
	286	0	2	19		392/2	0	0	19
	321/1	0	3	9		397/1	0	3	18
	714/1	1	8	4		400/1	0	6	12
	726/1	0	3	14		407/1	0	0	14
	739/1	0	5	6		507	0	0	19
	2717/1	0	6	14		509	0	9	9
	2720/1	0	1	8		510	0	6	14
	2720/2	0	0	4		512/1	0	2	2
	2715	0	1	2		517/1	0	8	9
	2716/1	1	5	15		508	0	8	0
	2719/1	0	0	9		393	0	5	12
	2723	0	0	12		396	0	6	15
	2731/1	0	1	0		403/1	0	7	13
	2724/1	0	0	17		506/1	0	3	4
	2746/1	0	1	8		511/1	0	1	16
	2747/1	0	2	10		511/2	0	0	6
	2710/1	0	5	10		395	0	6	16
	2761/1	0	2	0		398	0	7	8
	2787/1	0	9	11		420/1	0	4	19
	2757	0	0	16		424/1	0	2	5
	2758/1	0	1	16		3/1	1	9	17
	2756	0	1	0					
	2755	0	3	12					
	2759/1	0	0	15					
	739/1/1	0	2	0					
	739/1/2	0	2	4					
	Total ..	27	7	0		Total ..	11	3	14

No. 2-32/70-PWD.

Simla-2, the 5th December, 1970

BAGIHAN

235/1	0	1	8
240/1	0	3	16
242	0	4	8
15/1	0	8	5
251/1	0	2	7
425	0	1	8
405/1	0	4	4
244	0	2	0
258	0	0	13
236	0	3	4
243	0	2	5
223/1	0	9	0
237	0	3	16
241/1	0	2	10
2/1	0	0	19
2/2	0	1	16
404/1	0	5	18
259	0	1	12
248/1	0	0	8
248/2	0	0	4
256/1	0	2	4
256/2	0	0	16
262	0	5	6
263	0	2	16
264/1	0	0	10
264/2	0	0	10
257	0	3	8
260/1	0	1	14
394	0	2	18
406	0	2	8
246	0	3	10
257/1	0	0	17
261	0	1	10

No. 2-32/70-PWD.

Simla-2, the 5th December, 1970

BARA

314/1	0	0	9
319	0	1	5
392/1	0	2	5
396/1	0	3	12
839/1	0	0	8
318	0	1	8
393/1	0	1	7
403/1	0	1	2
840/1	0	1	6
17/1	0	2	5
316	0	3	9
394	0	2	14
397/1	0	0	15
404/1	0	16	13
847/1	0	6	16
10/1	0	2	4
324/1	0	5	11
324/2	0	1	2
327/1	0	0	15
317	0	3	0
326/1	0	16	3
395	0	2	14
405/1	0	4	17
861/1	0	4	5
845/1	0	2	14
849/1	0	5	5
846	0	1	8
7/1	0	2	8
11/1	0	1	8
315	0	2	12
320/1	0	6	11
321	0	1	15
322	0	1	8
323/1	0	3	2
388/1	0	3	11
387	0	0	6
389/1	0	4	12
862/1	0	8	10

1	2	3	4	5
	854/1	0	4	18
	852/1	0	1	8
	856/1	0	7	15
	851/1	0	9	2
	855/1	0	12	5
	Total ..	8	7	3

Simla-1, the 7th December, 1970

No. 2-35/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the housing of Government employees, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector, Land Acquisition U.S. Club, Simla-1.

SPECIFICATION

District: SIMLA

Tehsil: SIMLA

Village	Khasra No.	Approximate area Sq.yd. Sq.ft.
STATION WARD	292	348 1
CHHOTA SIMLA	294	489 1
"EDGEWORTH SIMLA EAST".	293	253 1
	264/1	16 6
	264/2	10 0
	264/12	33 7
	264/13	43 3
	264/14	291 3
	264/15	7 0
From obverse	264/17	147 5
	264/21	46 0
	264	3000 0
	(Wakimanda)	
	Total ..	4686 8

Simla-2, the 8th December, 1970

No. 2-33/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Camps at Sungra by D.G.B.R., it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Land Acquisition Collector of Kinnaur district, Kalpa.

SPECIFICATION

District: KINNAUR

Tehsil: NICHAR

Village	Khasra No.	Area Big. Bis.	Remark
SUNGRA	1896/860 min.	1 9	Gair Mumkin.
	Khata-Khatauni No. 7/10 min.		Gair Mazrooa: 1—9 bighas
	1896/860 min.	1 8	Gair Mumkin.
	Khata-Khatauni, No. 7/14 min.		Gair Majroowa 1—8 bighas
	Total ..	2 17	

Simla-2, the 8th December, 1970

No. 2-32/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Chail-Janjhalhi road, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition Himachal Pradesh Public Works Department, Mandi and Kulu districts, Mandi.

SPECIFICATION

District: MANDI

Tehsil: CHACHHOT

Village	Khasra No.	Area Big. Bis. Bisw.
1	2	3 4 5
TUNGA DHAR	1498/1	0 1 19
	1482/1	0 0 12
	1483/1	0
	1508/1	0

1	2	3	4	5
	1465/1	0	8	8
	1463/1	0	9	6
	1462/1	0	14	3
	1509/1	0	1	10
	1307/1	0	1	18
	1401/1	0	5	6
	1404/1	0	6	12
	1345/1	0	1	6
	1230/1	0	2	8
	1405/1	0	1	13
	1374/1	0	3	14
	1406/1	0	9	17
	1212/1	0	11	9
	1510/1	0	2	5
	1399/1	0	8	8
	1397/1	0	6	17
	1511/1	0	2	10
	1512	0	2	4
	1490/1	0	1	11
	1491/1	0	1	0
	1493/1	0	4	2
	1495/1	0	1	6
	1434/1	0	14	12
	1466/1	0	0	17
	1496/1	0	1	19
	1468/1	1	10	14
	1467	0	2	14
	1417/1	0	9	15
	1439/1/1	0	2	2
	1402/1	0	7	7
	1398/1	0	3	18
	1395/1	0	3	0
	1396/1	0	2	11
	1273/1	0	0	7
	1351/1	0	4	10
	1271/1	0	1	5
	1346/1	0	3	2
	1373/1	0	4	4
	1347/1	0	5	15
	1344/1	0	2	2
	1226/1	0	1	0
	1225/1	0	0	8
	1304/1	0	2	0
	1245/1	0	1	0
	1303/1	0	1	8
	1246/1	0	3	0
	1251/1	0	0	8
	1252/1	0	0	4
	1250/1	0	1	2
	1247/1	0	0	18
	1249/1	0	1	10
	1503/1/1	0	11	15
	1224/1	0	1	7
	1220/1	0	1	19
	1219/1	0	2	2
	1217/1	0	1	10
	1211/1	0	0	14
	1272/1	0	0	8
Total ..		12	8	3

Simla-2, the 8th December, 1970

No. 2-32/70-PWD.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Katola-Parasar road, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

SPECIFICATION

District: MANDI

Tehsil: SADAR

Village	Khasra No.	Area Big. Bis. Bisw.		
KATOLA	688/1	0	0	16
	686/1	0	3	18
	685/1	0	1	2
	679/1	0	1	7
	710/1	0	1	6
	725/1	0	4	16
	730/1	0	0	12
	682/1	0	2	6
	682/2	0	0	18
	711/1	0	1	8
	594/1	0	1	13
	595/1	0	3	9
	681/1	0	3	14
	687/1	0	0	9
	675/1	0	1	8
	708	0	1	16
	709/1	0	0	14
Total ..		1	11	12

By order,

U. N. SHARMA,
Secretary.

REVENUE DEPARTMENT

NOTIFICATIONS

Simla-2, the 3rd December, 1970

No. 4-31/70-Rev. II.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of a Staging Hut at Sillo, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an

objection in writing before the Land Acquisition Collector, Kinnaur district at Kalpa.

SPECIFICATION

District: KINNAUR

Tehsil: POOH

Village	Khasra No.	Area in Big.Bis.		Remarks
SPILO	121/1	0	7	Newal 0 7
Total—1 Plot		..	0 7	

By order,
U. N. SHARMA,
Secretary.

Simla-2, the 3rd December, 1970

No. 6-1/70-Rev. I.—In exercise of the powers conferred by sections (1-A)/3(1)(a)(1)b(i) of the East Punjab War Awards Act, 1948 read with the Government of India, Ministry of Home Affairs Notification No. S.O. 3370, dated the 1st November, 1966, the Lieutenant Governor, Himachal Pradesh is pleased to make grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective Sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars about residence	Amount of War Jagir effective
			Village and Tehsil of District Kangra	Rabi/Kharif
1.	One	Shrimati Jai Devi wd/o Shri Khamdi Ram	Kandore, Nurpur	Rs. 100 P.A. (Kharif 1965).

Simla-2, the 4th December, 1970

No. 6-19/68(Rev. I)(I).—In exercise of the powers conferred by section 3 (1-A)/3(1)(a)/3(1)b(i) of the East Punjab War Awards Act, 1948, read with the Government of India, Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, the Lieutenant Governor, Himachal Pradesh is pleased to

make a grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective Sanads of the Jagir granted to them in this behalf:—

Serial No.	No. of sons in Armed Forces	Name/parentage of the grantee	Particulars about residence	Amount of War Jagir effective
			Village and Tehsil of District Kangra	Rabi/Kharif
1.	One	Shri Jaswant Singh s/o Shri Ram Dayal	Hawal, Nurpur	Rs. 100 P.A. (Kharif 1965).
2.	One	Shrimati Kesari Devi wd/o Shri Rangil Singh.	Khanni, Nurpur	Rs. 100 P.A. (Rabi, 1966)
3.	One	Shri Rattan Chand s/o Shri Dulo Ram	Bhanuri, Nurpur	Rs. 100 P.A. (Kharif, 1965).
4.	Three	Shrimati Sita Devi wd/o Shri Rijhu Ram	Lagorian-Di-Bhati, Nurpur	Rs. 100 P.A. (Kharif, 1965).

M. D. MAMGAIN,
Under Secretary.

Simla-2, the 7th December, 1970

No. 4-13/70-Rev. II.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of road along Sundernagar Hydel Channel in Village Kot, Tehsil Sadar, District Mandi (Himachal Pradesh), it is hereby declared that land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Land Acquisition Collector, B.S.L. Project, Mandi is hereby directed to take order for the acquisition for the said land.

3. A plan of the land may be inspected in the office of the Land Acquisition Collector, B.S.L. Project, Mandi (Himachal Pradesh).

SPECIFICATION

District: MANDI

Tehsil: SADAR

Village	Khasra No.	Area Big. Bis. Bisw.	
KOT	748/2/1	1	16 38
Total		..	1 16 38

By order,
U. N. SHARMA,
Secretary.

Simla-2, the 7th December, 1970

No. 14-2/60-Rev. I.—In exercise of the powers conferred upon him by section 9 of the Indian Stamp Act, 1899 (II of 1899), read with the Government of India, Ministry

of States Notification No. 104-J, dated the 24th August, 1950 and all other powers enabling him in this behalf, the Lieutenant Governor, Himachal Pradesh is pleased to remit in Himachal Pradesh the stamp duty chargeable under the said Act on the loan agreements executed by the Himachal Pradesh Khadi and Village Industries Board in favour of the Khadi and Village Industries Commission.

By order,

RUP LAL AHLUWALIA,
Under Secretary.

SECRETARIAT ADMINISTRATION DEPARTMENT NOTIFICATION

Simla-2, the 5th December, 1970

No. SAD. 1-1138/57.—Consequent upon his promotion as Superintendent in the Himachal Pradesh Secretariat, the Lieutenant Governor has been pleased to fix the officiating pay of Shri Chandra Shekhar, at Rs. 425. p.m. in the pay scale of Rs. 350-25-575 (Promotees to start at Rs. 400 p.m.) with effect from the 24th September, 1970, under F.R. 22-C, as under:—

- | | |
|---|---|
| (i) Pay in the lower scale of Rs. 210-10-290-15-320/15-425, as Assistant. | Rs. 395.00 per month |
| (ii) Pay notionally arrived at by increasing one increment in the lower scale. | Rs. 395 plus Rs. 15 = Rs. 410 per month. |
| (iii) Pay to which entitled in the higher post of Superintendent in the pay-scale of Rs. 350-25-575 (Promotees to start at Rs. 400 per month) i.e. the stage next above the notional pay. | Rs. 425 per month with next date of increment on 24-9-1971. |

Simla-2, the 5th December, 1970

No. 8-120/66-SAD-I.—Consequent upon his promotion as Superintendent in the pay scale of Rs. 350-25-575 (Promotees to start at Rs. 400 per month) in the Himachal Pradesh Secretariat, the Lieutenant Governor has been pleased to fix the pay of Shri Madan Lal Sud,

at Rs. 425. with effect from the 24th September, 1970, under F.R. 22-C, read with the Government of India, Ministry of Home Affairs, letter No. F.3/60/68-HMT., dated the 18th March, 1969, as under:—

(i) Pay in the lower scale of Rs. 150-10-200/10-300 with special pay of Rs. 30.	(i) Basic pay ..	Rs. 290.00
	Special pay ..	30.00
	D.P....	70.00
		390.00

(ii) Pay notionally arrived at by increasing one increment in the lower scale. (ii) Rs. 390 plus Rs. 10=Rs. 400.

(iii) Pay to which entitled in the higher post of Superintendent in the pay scale of Rs. 350-25-575 (Promotees to start at Rs. 400 per month) i.e. the stage next above the notional pay. (iii) Rs. 425. per month with next date of increment on 24-9-1971.

It is certified that Shri Madan Lal Sud would have continued to draw the special pay in the lower post, but for his promotion as Superintendent.

By order,
N. C. KAUSHAL,
Under Secretary.

TRANSPORT DEPARTMENT NOTIFICATION

Simla-2, the 5th December, 1970

No. 20-7/70-CS&T.—(Tpt.).—In supersession of all Himachal Pradesh Government notifications issued in this behalf so far, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to appoint the Joint Secretary (Transport) to the Government of Himachal Pradesh to accord permission for the purposes of clauses 8 and 9 of the Scooters (Distribution and Sale) Control Order, 1960.

By order,
B. C. NEGI,
Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएँ इत्यादि

AGRICULTURE DEPARTMENT NOTIFICATIONS

Simla-5, the 7th December, 1970

No. 13-1/69-Agr. III (Part-II).—In exercise of the powers vested in me vide Rule 10 (4) of the Delegation of Financial Powers Rules, 1958, read with the Government of India, Ministry of Home Affairs letter No. 1/5/63-Finance (Pt), dated the 1st May, 1964, I hereby declare the following officers as Heads of Office, Drawing and Disbursing Officer of major head "31—Agriculture (Plan) and (Non-Plan)" in respect of the scheme mentioned against each:—

1. Serial No.—1.
2. Name of scheme.—"31—Agriculture D-1-Seed Multiplication Farms (Plan).
3. Designation of Head of office and Drawing and Disbursing Officer.—Assistant Soil Conservation Officer, Una (Kangra).
4. Designation of the Controlling Officer.—The Deputy Director of Agriculture (H.A.) Palampur (Kangra).

This notification will take effect from the date of issue.

Camp Palampur, the 9th December, 1970

No. 13-3/66-Agr. III.—In exercise of the powers vested in me vide Rule 10 (4) of the Delegation of Financial Powers Rules, 1958 read with the Government of India, Ministry of Home Affairs letter No. 1/5/63-Finance (Pt.), dated the 1st May, 1964, I hereby declare the Project Officer, I. A. D. P., Kangra at Palampur as Head of Office, Drawing and Disbursing Officer and Controlling Officer in respect of "31—Agriculture-Demonstration and Propaganda including Public Exhibition and Fairs-E-2-Grow More Food Scheme-E-2-3 (other Schemes)-E-2-3 (1) Distribution of Fertilizer (Plan)" in place of District Agricultural Officer, Kangra at Dharamsala.

This notification will take effect from the date of issue.

B. S. JOGI,
Director.

**OFFICE OF THE DIVISIONAL FOREST OFFICER
BILASPUR FOREST DIVISION, BILASPUR
(HIMACHAL PRADESH)
NOTIFICATION**

Bilaspur, the 2nd December, 1970

No. 2996-3035/g.—In exercise of the powers conferred by section 41 and 42 of Indian Forest Act, 1927 as applicable to Himachal Pradesh and the rules framed under section 41 and 42 vide notification No. Ft. 45-58/56, dated 26-2-1957, Rule 6, I hereby declare Kandaur left bank of the bridge as a barrier. All the Forest Produce passing through this barrier will be inspected by the Incharge Barrier. No export shall be allowed after sunset and before sunrise.

All the rules issued vide notification No. Ft. 45-58/56, dated 26-2-1957 shall be applicable for this Check Post.

S. C. SHARMA,
Divisional Forest Officer, Bilaspur.

उद्योग विभाग,
अधिसूचनाएं
फार्म 'ज'

शिमला, 26 नवम्बर, 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा

संख्या डी0 एल0-21.—जबकि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 30-4-1970 को नोटिस दिया गया था, जिस में श्री माधो राम सुपुत्र श्री नारायण दास, माधो निवान, अवर कैथू, शिमला, की 1700 रुपये + 90 रुपये ब्याज की राशि 3 प्रतिशत व 7½ प्रतिशत वार्षिक ब्याज दर सहित 28-3-69 से अन्तिम अदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है, इस लिये मैं घोषणा करता हूं कि 1700 + 188.50 रुपये ब्याज की राशि 28-7-1970 से अन्तिम अदायगी की तिथि तक 7½ प्रतिशत वार्षिक ब्याज दर सहित उक्त श्री माधो राम से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्जों की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debts, stock shares, premises and machinery whether existing or to be purchased with the amount of loan.
2. All the assets of loanee, and following two sureties:-
 1. Thakur Krishan Dass son of Thakur Lachhmi Singh, 17/18 Buchail Lower Kai hu, Simla.
 2. Shri Keshav Ram son of Shri Dilla Ram, residing at village Sanhog, Pargana Kaimli Kalan, Tehsil Kandaghat, District Simla.

Sd/-
Assistant District Industries Officer,
Simla.

फार्म 'ज'

शिमला, 26 नवम्बर, 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा

संख्या डी0 एल0-21.—जबकि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 19-10-70 को नोटिस

दिया गया था, जिस में श्री शोभ राम, सुपुत्र श्री हीरू राम रामदासीया, ग्राम टीकर डाकखाना आंजी ब्राह्मणा, तहसील कन्डाघाट जिला शिमला को 170 + 13 रु0 ब्याज की राशि 5-1/2 व 8 प्रतिशत वार्षिक ब्याज दर सहित 15-9-70 से अन्तिम अदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है, इस लिये मैं घोषणा करता हूं कि 170 रु0 + ब्याज की राशि 15-9-70 से अन्तिम अदायगी की तिथि तक 8 प्रतिशत वार्षिक ब्याज दर सहित उक्त श्री शोभ राम से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्जों की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debts, stock shares, premises and machinery/raw material whether existing or purchased with the amount of loan.
2. All the assets of loanee and a Credit Worthiness Certificate issued by Tehsildar, Kandaghat.

Sd/-
Assistant District Industries Officer,
Simla.

फार्म 'ज'

शिमला, 26 नवम्बर, 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा

संख्या डी0 एल0-21.—जबकि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 30-4-1970 को नोटिस दिया गया था, जिस में श्री लछमी राम पुत्र श्री सुरत राम, ग्राम शमलीव, डाकखाना रामपुर बरास्ता टूटू जिला शिमला को 650 रुपये + 113 रुपये ब्याज की राशि 5½ व 8 प्रतिशत वार्षिक ब्याज दर सहित 1-4-1969 से अन्तिम अदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है, इस लिये मैं घोषणा करता हूं कि 1350 रुपये + ब्याज की राशि 1-4-1969 से अन्तिम अदायगी की तिथि तक 5½ व 8 प्रतिशत वार्षिक ब्याज दर सहित उक्त श्री लछमी राम से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्जों की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debts, stock shares, premises and machinery whether existing or to be purchased with the amount of loan.
2. All the assets of loanee, and following two sureties:-
 1. Shri Mohan Singh s/o Shri Ram Saran, Village Kakret, Post Office Anji Brahmna, Tehsil and District Simla.
 2. Shri Devi Ram s/o Sehaj Ram, Village Dhamool, Pargana Kushala Post Office Rampur, Tehsil and District Simla.

Sd/-
Assistant District Industries Officer,
Simla.

कामे 'अ'

शिमला 26 नवम्बर 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा

संख्या डी0 एल0-21.—196 जबकि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 19-10-70 को नोटिस दिया गया था, जिस में श्री सन्त सिंह पुत्र श्री भोला सिंह, मालिक न्यू कैपिटल बूट हाऊस, 32-वी माल, शिमला-1 को 1700 रुपये + 108 रुपये ब्याज की राशि 3 व 7½ प्रतिशत वार्षिक ब्याज दर सहित 17-8-69 से अन्तिम वृदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है इस लिये मैं घोषणा करता हूं कि 1700 रुपये + 176 रु0 ब्याज की राशि 17-8-69 से अन्तिम वृदायगी की तिथि तक 3 व 7½ प्रतिशत वार्षिक ब्याज दर सहित उक्त श्री सन्त सिंह से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्ज की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debits, stock shares, premises and machinery whether existing or to be purchased with the amount of loan.
2. All the assets of loanee and following two sureties:—
 1. Shri Amar Chand s/o Shri Choocha Ram resident of 34, The Mall, Simla.
 2. Shri Sat Pal son of Shri Chuni Lal, residing at 134, Lower Bazar, Simla.

Sd/-

Assistant District Industries Officer,
Simla.

कामे 'ज'

शिमला, 26 नवम्बर, 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा

संख्या डी0 एल0-21.—जबकि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 19-10-70 को नोटिस दिया गया था, जिस में श्री सन्त लाल वर्मा पुत्र श्री नारायण राम, गांव जाबल जमरोट, तहसील कण्डाघाट, जिला शिमला को 1666 रुपये + 301.25 रु0 ब्याज की राशि 5 व 8 प्रतिशत वार्षिक ब्याज दर सहित 24.8.69 से अन्तिम वृदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है, इस लिये मैं घोषणा करता हूं कि 5,000 रुपये व ब्याज की राशि 24.8.70 से अन्तिम वृदायगी की तिथि तक 8 प्रतिशत वार्षिक ब्याज दर सहित उक्त श्री सन्त लाल वर्मा से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्ज की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debits stock shares, premises and machinery whether existing or to be purchased with the amount of loan.
2. All the assets of loanee, and land offered as security.

Sd/-

Assistant District Industries Officer,
Simla.

कामे 'अ'

शिमला, 26 नवम्बर, 1970

पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 24 के अधीन घोषणा।

संख्या डी0 एल0-21.— जब कि पंजाब राज्य उद्योग सहायता अधिनियम, 1935 की धारा 23 के अधीन 30-4-70 को नोटिस दिया गया था, जिस में श्रीमति शान्ती देवी पत्नी श्री शकूर मसीह, मकान नं0 43/5 जतोग कन्ट, शिमला-8 को 300 रुपये + 10 रुपये ब्याज की राशि 5-1/2 व 8 प्रतिशत वार्षिक ब्याज दर सहित 5-12-69 से अन्तिम वृदायगी की तिथि तक मुझे अदा करने के लिए कहा गया था, और चूंकि समस्त उक्त राशि अदा नहीं की गई है, इस लिये मैं घोषणा करता हूं कि 600 रुपये + ब्याज की राशि 6.12.69 से अन्तिम वृदायगी की तिथि तक 5½ व 8 प्रतिशत वार्षिक ब्याज दर सहित उक्त श्रीमति शान्ती देवी से देय है और संलग्न अनुसूचि में निर्दिष्ट सम्पत्ति से उक्त कर्ज की पूर्ति की जा सकती है।

SCHEDULE

The security offered consists of:

1. All the assets of the borrower including book debits, stock shares, premises and machinery whether existing or to be purchased with the amount of loan.
2. All the assets of loanee, and C.W.C. issued by District Magistrate, Simla.

Sd/-

Assistant District Industries Officer,
Simla.

PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Hamirpur, the 25th November, 1970

No. PSE-VIII/WW-2/69/WII/3715-19.—Whereas it appears to the Lieutenant Governor of Himachal Pradesh that land is likely to be required to be taken by Government at the public expense for a public purpose, namely for providing Water Supply Scheme, Village Kasba Kotla Jandaur Sansarpur and Bari, Tehsil Dehragopipur, District Kangra (Himachal Pradesh).

It is hereby notified that land in the locality described below is likely to be required for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon any survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to acquisition of any land in the locality may, within thirty days of the publication of this notification, file an objection in

writing before the Collector, Himachal Pradesh Public Works Department, Kangra.

SPECIFICATION

<i>District:</i> KANGRA	<i>Tehsil:</i> DEHRA
Name of Tikka	Area in acres
KASBA	0.16
BEHAR	0.06
Total ..	0.22

G. N. RAMA SWAIMIAH,
Superintending Engineer,
8th Circle, H. P. P.W.D., Hamirpur.

Simla-1, the 4th December, 1970

No. SE-IV.7(R)73/69-47077-82.—Whereas the Lieutenant Governor, Himachal Pradesh is satisfied that land is needed by the Government at the public expense for a public purpose, namely for the construction of parking place in Simla district, it is hereby declared that the land described in the specification below is required for the above purpose.

This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may

FORM S.C. 5

Notice of Publication of Draft Scheme

In pursuance of the provision of sub-section (2) of section 7 of the Punjab Land Improvement Schemes Act 1963, the District Land Improvement Committee, Kangra hereby publishes the draft schemes prepared under sub-section (1) of the aforesaid section.

Notice of the publication of the scheme is hereby given in accordance with the provision of section 8 of the Act. All persons affected by the schemes, who wish to make any claim or to submit any objection to the draft scheme may do so in writing or by appearing personally before the Enquiry Officer, Agricultural Inspector, Soil Conservation, Nurpur, Palampur, Nadaun, Dehra Gopipur of the area concerned before or within 30 days of publication of this draft scheme.

Draft schemes prepared in accordance with section 5 of the Punjab Land Improvement Schemes Act, 1963 are appended below:—

FORM S.C. 4

DRAFT SCHEMES PREPARED IN ACCORDANCE WITH SECTION 5 OF THE PUNJAB LAND IMPROVEMENT SCHEMES ACT, 1963

Sub-Division: PALAMPUR *Division:* SIMLA *District:* KANGRA (HIMACHAL PRADESH)

Objects of the schemes.—(i) Prevention of erosion of soil, (ii) Preservation and improvement of soil, (iii) Adoption of improved methods of cultivation and construction of earthen, masonry works in fields, gullies. (iv) Improvement of water supply minor irrigation etc.

The work or kind of work to be carried out under the scheme.—Allied soil conservation measures.

Conditions according to which the work shall be carried out.—50% of the total expenditure of soil conservation work will be treated as loan and this will be recovered with interest as may be fixed by the Government in 10 equated instalments from the 6th year of the drawal of loan.

Sl. No.	Scheme No.	Name of the beneficiary	Village/Tikka	Approximate area to which the scheme shall apply			
				Khasra No.	Govt. land	Private land	Total
1	2	3	4	5	6	7	8
				<i>Tehsil:</i> NURPUR			
1.	NPR-P-20/KNG/1970-71.	Shri Daya Krishan Mahajan etc. s/o Sh. Mehar Chand.	Badbhawar/Khajsian	2, 4	—	45.5	45.5
2.	NPR-P-21/KNG/1970-71.	Sh. Daya Krishan Mahajan etc., s/o Sh. Mehar Chand.	Kherian/Kadroh.	393, 392, 396	—	89.2	89.2
3.	NPR-P-22/KNG/1970-71.	Sh. Daya Krishan Mahajan s/o Sh. Mehar Chand.	Badbhawar/Kalara.	30, 31, 33	—	41.8	41.8

concern and under the provisions of section 7 of the said Act, the Land Acquisition Collector, U.S., Club, Simla-1, is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the Land Acquisition Collector, Simla, Bilaspur, and Mahasu districts, Simla-4, and the Executive Engineer Simla Division No. III, Himachal Pradesh, Public Works Department, Simla.

In view of the urgency of the acquisition, the Lieutenant Governor, Himachal Pradesh, in exercise of the powers under section 17(i) of the said Act, is further pleased to direct that the Land Acquisition Collector shall proceed to take possession out of the land herein specified any waste or arable land in accordance therewith.

SPECIFICATION

District: SIMLA		Tehsil: SIMLA	
Village	Khasra No.	Area Sq.yds.	Sq.ft.
STATION WARD BARA SIMLA	676/1 Baki	521	4
	Manda.		
	676/6	76	0
	Total	597	4

TARA CHAND TANDON,
Superintending Engineer,
4th Circle, H.P. P.W.D., Simla.

1	2	3	4	5	6	7	8
Tehsil: HAMIRPUR							
4.	HPR-P-17/KNG 1970-71	Sh. Rattan Chand s/o Sh. Khazan Singh etc.	Sh. Saproh/ Loharda.	1 to 13, 35, 11	—	95.16	95.16
5.	HPR-P-18/KNG/ 1970-71.	Sh. Dhian Singh s/o Sh. Rup Singh etc.	Bara/Jangali	122	—	71.11	71.11
6.	HPR-P-19/KNG/ 1970-71.	Sh. Khazanu s/o Sh. Gopala etc.	Kohala/ Bhabdian.	1, 15	—	74.12	74.12
7.	HPR-P-20/KNG/ 1970-71.	Sh. Dhani Ram s/o Sh. Kirpa etc.	Hathol/Kitpal	262	—	35.10	35.10
8.	HPR-P-21/KNG/ 1970-71.	Sh. Lala s/o Sh. Gilju.	Banni/Mangroli	54, 46	—	65.3	65.3
9.	HPR-P-22/KNG/ 1970-71.	Sh. Rajinder Singh s/o Sh. Gopal Singh.	Bajuri/Ankhurd	50, 49, 79, 80, 83	—	138.17	138.17
Tehsil: PALAMPUR							
10.	PLP-P-8/KNG/ 1970-71.	Sh. Bhagi s/o Sh. Sunder etc.	Bandhau/ Chhatarpattni.	82, 102, 104 to 121, 123, 124, 126, 127, 128, 130, 132, 134, 208, 209, 210, 211, 228, 232, 233, 230, 231, 234, 235, 237/1, 199, 137, 138, 139, 1563/143, 145, 149, 155, 164, 165, 168, 172, 174, 176, 178, 180, 186, 193, 195, 195/1, 197, 205, 219, 224, 236, 239, 242, 250, 253, 257, 260, 263, 277, 267, 282, 284, 289, 291, 293, 294, 297, 299, 308, 313.	127.10	127.10	
Tehsil: HAMIRPUR							
11.	HPR-P-9/KNG/ 1970-71.	Sh. Krishan etc.	Balduh/ Bamnaher	98		112.4	112.

BASANT SINGH,

Secretary,

District Land Improvement Committee, Kangra.

फार्म भू 0 सं 0 5.

प्ररूप प्रयोजना के प्रकाशन की सूचना

पंजाब भूमि सुधार प्रयोजना अधिनियम, 1963 की धारा 7 की उप-धारा (2) के उपबन्धों के अनुसरण में जिला भूमि सुधार समिति, कांगड़ा एतद्वारा पूर्वोक्त धारा की उपधारा (1) के अधीन तयार की गई प्ररूप प्रयोजना प्रकाशित करती है।

प्रयोजना के प्रकाशन की सूचना एतद्वारा अधिनियम की धारा 8 के उपबन्धों के अनुसार दी जाती है। प्रयोजना से प्रभावित सभी व्यक्ति जोकि प्ररूप प्रयोजना के बारे किसी प्रकार का दावा करना चाहें या कोई आपत्ति करना चाहें तो एग्रीकल्चर साईल कन्जरवेशन जांच अधिकारी, नुरपुर, पालमपुर, देहरागोपीपुर, नदौन जो आप के क्षेत्र का है के सम्मुख इस प्रयोजना के प्रकाशित होने के बाद 30 दिन के अन्दर अन्दर या इस से पहले लिखित रूप में या व्यक्तिगत रूप में ऐसा कर सकते हैं।

पंजाब भूमि सुधार प्रयोजना अधिनियम, 1963 की धारा 5 के प्रयोजना के प्रकाशन की सूचना एतद्वारा अधिनियम के अनुसार तयार की गई प्ररूप योजनाएं नीचे दी गई हैं।

फार्म एस 0 सी 0 4

पंजाब भूमि सुधार प्रयोजना अधिनियम 1963 की धारा 5 के अनुसार तयार की गई प्ररूप योजना

उप-मण्डल: पालमपुर मण्डल: शिमला जिला: कांगड़ा (हिमाचल प्रदेश)

1. प्रयोजना के उद्देश्य—(1) भू-क्षरण से बचाव, (2) भूमि संरक्षण और सुधार, (3) खेतों, नालों के प्रयोगों और कृषि के प्रसार सहित कृषि के ढंगों में सुधार, (4) सिंचाई इत्यादि।
2. प्रयोजना के अधीन किये जाने वाले कार्य या कार्य की किस्म—भूमि संरक्षण के कार्य का निर्माण इत्यादि।

3. एजेंसी या एजेंसियां जिनके द्वारा कार्य किया जावेगा.—विभागीय या भूस्वामियों द्वारा ।

4. शर्तें जिनके अनुसार कार्य निर्माण किया जावेगा.—कुल खर्च का आधा भाग जो भूमि सुधार पर होगा वह कर्ज के रूपमें 10 वरावर वार्षिक किस्तों में व्याज सहित सरकार द्वारा निश्चित व्याज के दर के अनुसार लिया जाएगा । किस्त राशि निकालने के पश्चात् छठे वर्ष से प्रारम्भ होगी ।

वह क्षेत्र जिस में यह प्रयोजना लागू होगी

सं०	स्कीम नम्बर	गांव/टीका	नाम मालिक	तहसील	खसरा नम्बर	व्यक्तिगत भूमि	राज्य भूमि	कुल क्षेत्र
1	2	3	4	5	6	7	8	9
						क० म०	क० म०	क० म०
1.	एन. पी. आर.-पी-20/के एन. जी. 1970-71	बड़मार/ खजियां	श्री दया कृष्ण महाजन इत्यादि पुत्र श्री मेहर चन्द इत्यादि ।	नुरपुर	2, 4	45-5	—	45-5
2.	एन. पी. आर.-पी-21/के एन. जी. 1970-71	खैरीयां/ कदरोह	”	”	393, 392, 396	89-2	—	89-2
3.	एन. पी. आर.-पी-22/के एन. जी. 1970-71	बड़यार/ कलरा	श्री दया कृष्ण महाजन पुत्र श्री मेहर चन्द ।	”	30, 31, 33	41-8	—	41-8
4.	एन. पी. आर.-पी-17/के एन. जी. 1970-71	मपरोह/ लोहारडा	श्री रत्न चन्द पुत्र खजान सिंह इत्यादि ।	हमीरपुर	1 ता 13, 35, 11	95-16	—	95-16
5.	एन. पी. आर.-पी-18/के एन. जी. 1970-71	बड़ा/ जंगली	श्री ध्यान सिंह पुत्र रूप सिंह इत्यादि ।	”	122	71-11	—	71-11
6.	एन. पी. आर.-पी-19/के एन. जी. 1970-71	कोहला/ भावड़िया	श्री खजानु पुत्र गोपाल इत्यादि ।	”	1, 15	74-12	—	74-12
7.	एन. पी. आर.-पी-20/के एन. जी. 1970-71	हथोल/ किटपल	श्री धनी राम पुत्र श्री किरपा इत्यादि ।	”	262	35-10	—	35-10
8.	एन. पी. आर.-पी-21/के एन. जी. 1970-71	वनी/ मगरोली	श्री लाला पुत्र श्री गिलजु ।	”	54, 46	65-3	—	65-3
9.	एन. पी. आर.-पी-22/के एन. जी. 1970-71	वजरी/ अनु खुर्द	श्री रजेन्द्र सिंह पुत्र श्री गोपाल	”	50, 49, 79, 80, 83	138-17	—	138-17
10.	पी. एल. पी.-पी-8/के एन. जी. 1970.71	वन्दाऊ/ छतर पटनी	श्री भागी पुत्र श्री पालमपुर मुन्दर इत्यादि ।		82 ता 102, 104 ता 121, 123, 124, 126, 127, 128, 130, 132, 134, 208, 209, 210, 211, 228, 232, 233, 230, 231, 234, 235, 237/1, 199, 137, 138, 139, 1563/ 143, 145, 149, 155, 164, 165, 168, 172, 174, 284, 176, 178, 180, 186, 193, 195, 195/1, 197, 205, 219, 224, 236, 239, 242, 250, 253, 257,	127-10	—	127-10

1	2	3	4	5	6	7	8	9
					260, 263, 267, 277, 282, 289, 291, 293, 294, 297, 299, 308, 313.			
11. एन. पी. आर. पी-9/के.	बलड़क/	श्री कृष्ण चन्द	हमीरपुर	98		112-4	-	112-4
एन. जी. 1970-71	बमनेहड़	इत्यादि						

बसन्त सिंह,

सचिव,

जिला भूमि सुधार कमेटी कांगड़ा।

PUBLIC WORKS DEPARTMENT NOTIFICATION

Dharamsala, the 14th December, 1970

No. SEV-Bldgs-Dehra-29-69/1/WII.—Whereas it appears to the Lieutenant Governor of Himachal Pradesh that land is likely to be acquired to be taken by Government at public expense for a public purpose namely for construction of H.P. P.W.D. staff quarters at Dehra Gopipur, District Kangra. It is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen

to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of any land in the locality may, within 30 days of the publication of this notification file an objection in writing before the Land Acquisition Officer, H.P. P.W.D., Kangra.

SPECIFICATION

District: KANGRA *Tehsil:* DEHRA GOPIPUR

Village	Tikka	Area
DEHRA GOPIPUR	DEHRA	1.89 Acres.

Sd/-

*Superintending Engineer,
5th Circle, H.P.P.W.D., Dharamsala.*

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, हिमाचल बैंक आफ़ देहली हाई कोर्ट, फाइनेन्शियल कमिश्नर तथा कमिश्नर आफ़ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

REVENUE DEPARTMENT NOTIFICATION

Simla-2, the 7th December, 1970

No. 3-11/67-Rev.I.—In exercise of the powers conferred by section 35 of the Himachal Pradesh Consolidation of Holdings, Act, 1953, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to appoint Shri Paras Ram, Tehsildar Sadar, Bilaspur district as Consolidation Officer for the areas comprising villages Bath, Banaura, Khann, Chandpur, Loohnu, Khanetan and Tarer in the Bilaspur district in addition to his own duties, from the date he takes over as Consolidation Officer for these areas.

By order,
U. N. SHARMA,
Secretary.

TRANSPORT DEPARTMENT NOTIFICATION

Simla-2, the 7th December, 1970

No. 4-6/64-Tpt.—In exercise of the powers conferred

by section 68 of the Motor Vehicles Act, 1939, and all other powers enabling him in this behalf, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to make the following amendment in the Himachal Pradesh Tourist Vehicles Rules, 1964, published vide this Government notification of even number, dated 21-12-1964, the same having been previously published vide this Department notification of even number, dated 31-7-1970, as required by sub-section (1) of section 133 of the said Act:—

AMENDMENT

Existing Rule 6 regarding "Tourist Vehicles not to be used for carriage within the State" is hereby deleted.

B. C. NEGI,
Secretary.

**भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया
तथा पंचायत विभाग**

**LOCAL SELF GOVERNMENT DEPARTMENT
COMMITTEES
NOTIFICATION**

Dharamsala, the 10th December, 1970

No. 3117/LFA.—In pursuance of section 23 of the Himachal Pradesh Municipal Act, 1968, it is hereby noti-

fied that Shri Chander Shekher, Advocate, Member of Municipal Committee, Kangra has been elected as President of the said Committee.

18-

SD/-

Deputy Commissioner, Kangra.

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

**IN THE COURT OF SHRI A. L. SONI, P.C.S.,
SENIOR SUB-JUDGE, SIMLA**

(Exercising the power of the District Judge Simla
in the matter of Guardianship Act)
CASE NO. 3 OF 1970

Shri Ram Chand, Miss Nanki, Miss Rameshwari and Miss Sheela children of late Shri Beli Ram, through Shrimati Shanti Devi widow of late Shri Beli Ram, caste Rajput of village Sujana, Tehsil and District Simla (Applicant).

Versus

General public (Respondent).

Application under section 10 of the Guardianship and Wards Act of Shrimati Shanti Devi widow of late Shri Beli Ram, caste Rajput of village Sujana, Tehsil and District Simla.

To

All concerned.

Whereas in the above noted case Shrimati Shanti Devi wd/o late Shri Beli Ram applicant has applied in this Court for the appointment of Guardianship of Shri Ram Chand, Miss Nanki, Miss Rameshwari and Miss Sheela minor children of late Shri Beli Ram deceased. Notice is hereby given to the general public that if any body has any objection in respect of the appointment of Guardian, the same be filed in this Court on 11th January, 1971 at 10 A.M.

Given under my hand and the seal of the Court, this 12th December, 1970.

A. L. SONI,
(Seal). *Senior Sub-Judge.*

**IN THE COURT OF SHRI A. L. SONI, P.C.S.,
SENIOR SUB-JUDGE, SIMLA**

(Exercising the power of the District Judge, Simla
in the matter of Guardianship Act)
CASE NO. 4 OF 1970

Miss Shakuntla minor daughter of late Shri B. L. Sharma c/o Shri Roshan Lal Sharma, Bakery No. 10, Municipal Market, Simla.

Versus

General public (Respondents).

Application under section 10 of the Guardianship and Wards Act of Shri Roshan Lal Sharma son of Shri Milkhi Ram, Prop. Sharma Bakers and Confectioner, Bakery No. 10, Municipal Market, Simla.

To

All concerned.

Whereas in the above noted case Shri Roshan Lal Sharma applicant has applied in this Court for the appointment of Guardianship of Miss Shakuntla minor daughter of late Shri B. L. Sharma deceased. Notice is hereby given to the general public that if any body has any objection in respect of the appointment of Guardian, the same be filed in this Court on 11th January, 1971 at 10 A.M.

Given under my hand and the seal of the Court, this 12th December, 1970.

(Seal).

A. L. SONI,
Senior Sub-Judge.

**PROCLAMATION UNDER ORDER 5, RULE 20, C.P.C
IN THE COURT OF SHRI A. L. SONI, P.C.S.,
SENIOR SUB-JUDGE, SIMLA**

PETITION NO. 18 OF 1970

Shrimati Ram Dai w/o Hari Saran c/o Smt. Ganpati (mother of the petitioner), resident of Quarter of Kothi Bans Wali, Chhota Simla (Petitioner).

Versus

Shri Hari Saran Kaundal s/o Bhandaru Ram Respondent.

To

Shri Hari Saran Kaundal s/o Shri Bhandaru Ram, caste Rajput, village Sai, Pargana Bhadurpur, Tehsil Bilaspur.

Whereas in the above noted case, it has been proved to the satisfaction of the Court that the above noted respondent is evading the service of the summons and cannot be served in normal course of service. Hence this proclamation is hereby issued against him to appear in this Court on the date of hearing on 2nd March, 1971 at 10 A.M. personally or through his authorised agent or pleader to defend the case. Failing which ex-parte proceedings will be taken against him.

Given under my hand and the seal of this Court, this 12th day of December, 1970.

A. L. SONI,
(Seal). *Senior Sub-Judge.*

**STATE BANK OF PATIALA
NOTICE**

Patiala, the 1st December, 1970

No. S.B.O.P. 49.—The following transfers and changes in the posting of Bank's staff are hereby notified:—

1. Shri D. D. Sharma, Junior Officer officiated as Manager Solan Branch as from the close of business on 7th October, 1970 to the commencement of business on 13th October, 1970 *vice* Shri P. S. Suri, Officer Grade 'C'.
2. Shri O. P. Aggarwal, Junior Officer officiated as Manager Palampur Branch as from the close of the business on 18th November, 1970, to the commencement of business on 23rd November, 1970, *vice* Shri M. K. Mahajan, Officer Grade 'C'.

K. SUBRAMANIAN,
General Manager.

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

**LAW DEPARTMENT
NOTIFICATIONS**

Simla-4, the 4th April, 1960

No. LR. 16-12/58.—The following Act recently passed by the Parliament of India and published in the Gazette of India Extraordinary Part II, Section I, dated 12th March, 1960 respectively is hereby republished in the Himachal Pradesh Administration Rajpatra for the information of general public.

The Motor Vehicles (Amendment) Act, 1960 (No. 5 of 1960).

K. R. TANDON,
Under Secretary (Judicial).

Assented to on 11-3-1960.

**THE MOTOR VEHICLES (AMENDMENT) ACT, 1960
No. 5 1960 of**

AN
ACT

further to amend the Motor Vehicles Act, 1939.

BE it enacted by Parliament in the Eleventh Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Motor Vehicles (Amendment) Act, 1960.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Section 2—Repealed vide Act No. 52 of 1964.

3. Repeals and savings.—On the commencement of this Act,—

(a) Chapter VII of the Travancore-Cochin Motor Vehicles Act, 1125, (Travancore-Cochin Act, 10 of 1125) shall cease to have effect in the territories transferred to the State of Madras by section 4 of the States Re-organisation Act, 1956 (37 of 1956), except as respects things done or omitted to be done before such commencement; and

(b) Chapter VIII of the principal Act shall cease to have effect in the territories transferred to the State of Kerala under section 5 of the States Re-organisation Act, 1956 (37 of 1956), except as respects things done or omitted to be done before such commencement.

Simla-4, the 17th January, 1962

No. 1-7/60-LR-II.—The following Acts recently passed by the Parliament of India and published in the Gazette of India Extraordinary Part II Section I, dated the 7th, 8th, 9th December, 1961 and 30th November, 1961 respectively are hereby republished in the Himachal Pradesh Administration Rajpatra for information of the general public:—

1. Voluntary Surrender of Salaries (Exemption from Taxation) Act, 1961 (46 of 1961).
2. Deposit Insurance Corporation Act 1961 (47 of 1961).
3. Assam Municipal (Manipur Amendment) Act, 1961 (49 of 1961).
4. Foreign Awards (Recognition and Enforcement) Act, 1961 (45 of 1961).

By order,
S. R. MAHANTAN,
Under Secretary (Judicial).

Assented to on 6-12-1961.

**THE VOLUNTARY SURRENDER OF SALARIES
(EXEMPTION FROM TAXATION) ACT, 1961
(ACT No. 46 OF 1961)**

AN
ACT

to provide for exempting from taxes on income a portion of the salary or allowances payable to any person who has in the public interest volunteered to forego it.

BE it enacted by Parliament in the Twelfth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Voluntary Surrender of Salaries (Exemption from Taxation) Act, 1961.

2. Exemption from taxes on income in respect of salaries surrendered in favour of Government.—Notwithstanding anything contained in the Indian Income-tax Act, 1922 (11 of 1922), or in any other law for the time being in force relating to taxation on income, no income-tax or super-tax shall be payable by any person—

(a) where his salary is paid out of the Consolidated Fund of India or of the Consolidated Fund of a State, in respect of that part of the salary due to him for any period after the 31st day of March, 1961 which he has, by a declaration in writing, volunteered to forego in the public interest;

(b) in any other case, in respect of that part of the salary which is due to him for any period after the 31st day of March, 1961 which has been, in the public interest, surrendered in favour of, and paid to, the Central Government in accordance with the rules made in this behalf by that Government; and such part of the salary shall not be included in his total income for the purposes of any law relating to taxation on income.

3. Provisions of section 2 to apply to allowances.—The provisions of section 2 shall apply in relation to any allowances due to any such person as is referred to therein for any period after the 31st day of March, 1961 as they apply in relation to his salary.

4. Power to make rules.—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Act.

(2) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

5. Repeal.—(1) The Voluntary Surrender of Salaries (Exemption from Taxation) Act, 1950, (61 of 1950), is hereby repealed.

(2) Notwithstanding such repeal any declaration made under the said Act shall be deemed to be a declaration made for the purposes of this Act.

Assented to on 7-12-1961.

THE DEPOSIT INSURANCE CORPORATION ACT, 1961

(ACT No 47 of 1961)

AN
ACT

to provide for the establishment of a corporation for the purpose of insurance of deposits and for other matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Twelfth Year of the Republic of India as follows:—

**CHAPTER I
PRELIMINARY**

1. Short title, extent and commencement.—(1) This Act may be called the Deposit Insurance Corporation Act, 1961.

(2) It extends to the whole of India.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. Definitions.—In this Act, unless the context otherwise requires,—

(a) “banking” means the accepting, for the purpose of lending or investment, of deposits of money from the public, repayable on demand or otherwise, and withdrawable by cheque, draft, order or otherwise;

(b) “banking company” means any company which transacts the business of banking in India and includes the State Bank, a subsidiary bank and any other banking institution notified under section 51 of the Banking Companies Act, 1949 (10 of 1949), but does not include the Madras Industrial Investment Corporation Limited;

Explanation.—Any company which is engaged in the manufacture of goods or carries on any trade and which accepts deposits of money from the public merely for the purpose of financing its business as such manufacturer or trader shall not be deemed to transact the business of banking within the meaning of this clause;

(c) “Board” means the Board of directors constituted under section 6;

- (d) "company" means any company as defined in section 3 of the Companies Act, 1956 (1 of 1956), and includes a foreign company within the meaning of section 591 of that Act;
- (e) "Corporation" means the Deposit Insurance Corporation established under section 3;
- (f) "defunct banking company" means a banking company—
- (i) which has been prohibited from receiving fresh deposits; or
 - (ii) which has been ordered to be wound up; or
 - (iii) which has transferred all its deposit liabilities in India to any other institution; or
 - (iv) which has ceased to be a banking company within the meaning of sub-section (2) of section 36A of the Banking Companies Act, 1949 (10 of 1949), or has converted itself into a non-banking company; or
 - (v) in respect of which a liquidator has been appointed in pursuance of a resolution for the voluntary winding up of its affairs; or
 - (vi) in respect of which any scheme of compromise or arrangement or of reconstruction has been sanctioned by any competent authority and the said scheme does not permit the acceptance of fresh deposits; or
 - (vii) which has been granted a moratorium which is in operation; or
 - (viii) in respect of which an application for the winding up of its affairs is pending in a competent court;
- (g) "deposit" means the aggregate of the unpaid balances due to a depositor (other than a foreign Government, the Central Government, a State Government or a banking company) in respect of all his accounts, by whatever name called, with a banking company and includes credit balances in any cash credit account but does not include,—
- (i) where a banking company at the commencement of this Act is working under a scheme of compromise or arrangement or of reconstruction sanctioned by any competent authority providing for the acceptance of fresh deposits, any amount due to the depositor in respect of his deposit before the date of the coming into force of the scheme to the extent it is not credited after the said date under the provisions of that scheme; or
 - (ii) any amount due on account of any deposit received outside India;
- (h) "existing banking company" means a banking company carrying on the business of banking at the commencement of this Act which either holds a licence at such commencement under section 22 of the Banking Companies Act, 1949 (10 of 1949), or having applied for such licence has not been informed by notice in writing by the Reserve Bank that a licence cannot be granted to it and includes the State Bank and a subsidiary bank, but does not include a defunct banking company;
- (i) "insured bank" means a banking company for the time being registered under the provisions of this Act and includes for the purposes of sections 16, 17, 18 and 21 a banking company referred to in clause (a) or clause (b) of section 13, the registration whereof has been cancelled under that section;
- (j) "insured deposit" means the deposit or any portion thereof the repayment whereof is insured by the Corporation under the provisions of this Act;
- (k) "new banking company" means a banking company which begins to transact the business of banking after the commencement of this Act under a licence granted to it under section 22 of the Banking Companies Act, 1949 (10 of 1949), and includes any banking institution notified under section 51 of the said Act after such commencement;
- (l) "premium" means the sum payable by an insured bank under section 15 of this Act;
- (m) "prescribed" means prescribed by regulations made under this Act;
- (n) "Reserve Bank" means the Reserve Bank of India constituted under the Reserve Bank of India Act, 1934 (2 of 1934);
- (o) "State Bank" means the State Bank of India constituted under the State Bank of India Act, 1955 (23 of 1955);
- (p) "subsidiary bank" shall have the meaning assigned to it in section 2 of the State Bank of India (Subsidiary Banks) Act, 1959 (38 of 1959).

CHAPTER II

ESTABLISHMENT AND MANAGEMENT OF THE DEPOSIT INSURANCE CORPORATION

3. *Establishment and incorporation of Deposit Insurance Corporation.*—(1) The Central Government shall, by notification in the Official Gazette, establish Corporation by the name of the Deposit Insurance Corporation which shall be a body corporate having perpetual succession and a common seal with power, subject to the provisions of this Act, to acquire, hold or dispose of property and to contract, and may, by the said name, sue or be sued.

(2) The head office of the Corporation shall be at Bombay, but it may, with the previous sanction of the Reserve Bank, establish branches or agencies in any other place in India.

4. *Capital of Corporation.*—The authorised capital of the Corporation shall be one crore of rupees, which shall be fully paid up and shall stand allotted to the Reserve Bank.

5. *Management of Corporation.*—The general superintendence and the management of the affairs and business of the Corporation shall vest in a Board of directors which may exercise all powers and do all acts and things which may be exercised or done by the Corporation.

6. *Board of directors.*—(1) The Board of directors of the Corporation shall consist of the following, namely:—

- (a) the Governor for the time being of the Reserve Bank, who shall be the Chairman of the Board;
- (b) a Deputy Governor of the Reserve Bank nominated by the bank;
- (c) an officer of the Central Government nominated by the Government;
- (d) two directors nominated by the Central Government in consultation with the Reserve Bank having special knowledge of commercial banking or of commerce, industry or finance neither of whom shall be an officer or Government or of the Reserve Bank or an officer or other employee of the Corporation or a director, an officer or other employee of a banking company or otherwise actively connected with a banking company.

(2) A director nominated under clause (b) or clause (c) of sub-section (1) shall hold office during the pleasure of the authority nominating him and a director nominated under clause (d) of sub-section (1) shall hold office for such period not exceeding four years as may be specified by the Central Government.

(3) A person shall not be capable of being nominated as a director under clause (d) of sub-section (1) if—

- (a) he has been removed or dismissed from the service of Government or of a local authority or of a corporation or company in which not less than fifty-one per cent of the paid-up share capital is held by Government; or
- (b) he is or at any time has been adjudicated as insolvent or has suspended payment of his debts or has compounded with his creditors; or
- (c) he is of unsound mind and stands so declared by a competent court; or
- (d) he has been convicted of any offence which, in the opinion of the Central Government, involves moral turpitude.

(4) If a director nominated under clause (d) of sub-section (1)—

- (a) becomes subject to any of the disqualifications mentioned in clauses (a) to (d) of sub-section (3); or
- (b) is absent without leave of the Board for more than three consecutive meetings thereof; or
- (c) becomes a director or an officer or an employee of an insured bank or is, in the opinion of the Central Government otherwise actively connected with such bank; or
- (d) becomes an officer or other employee of Government or of the Reserve Bank or of the Corporation;

his seat shall thereupon become vacant.

7. *Meetings of Board.*—(1) The Board shall meet at such times and places and shall observe such rules of procedure in regard to the transaction of business at its meetings as may be prescribed.

(2) The Chairman or, if for any reason he is unable to attend, the director nominated under clause (b) of sub-section (1) of section 6 shall preside at meetings of the Board and, in the event of equality of votes, shall have a second or casting vote.

8. *Committees of Corporation.*—(1) The Board may constitute an Executive Committee consisting of such number of directors as may be prescribed.

(2) The Executive Committee shall discharge such functions as may be prescribed or may be delegated to it by the Board.

(3) The Board may constitute such other committees, whether consisting wholly of directors or wholly of other persons or partly of directors and partly of other persons as it thinks fit for the purpose of discharging such of its functions as may be prescribed or may be delegated to them by the Board.

(4) A committee constituted under this section shall meet at such times and places and shall observe such rules of procedure in regard to the transaction of business at its meetings as may be prescribed.

(5) The members of a committee (other than directors of the Board) shall be paid by the Corporation such fees and allowances for attending its meetings and for attending to any other work of the Corporation as may be prescribed.

9. *Fees and allowances of directors.*—The directors of the Board shall be paid by the Corporation such fees and allowances for attending the meetings of the Board or of any of its committees and for attending to any other work of the Corporation as may be prescribed:

Provided that no fees shall be payable to the Chairman or to the director nominated under clause (b) or clause (c) of sub-section (1) of section 6.

CHAPTER III

REGISTRATION OF BANKING COMPANIES AS INSURED BANKS AND LIABILITY OF CORPORATION TO DEPOSITORS

10. Registration of existing banking companies.—The Corporation shall register every existing banking company as an insured bank before the expiry of thirty days from the date of commencement of this Act.

11. Registration of new banking companies.—The Corporation shall register every new banking company as an insured bank as soon as may be after it is granted a licence under section 22 of the Banking Companies Act, 1949 (10 of 1949), or, as the case may be, after it is notified under section 51 of the said Act.

12. Registration of defunct banking companies.—Every banking company, being a defunct banking company at the commencement of this Act, by reason of sub-clause (vii) or sub-clause (viii) of clause (f) of section 2 shall, unless it becomes a defunct banking company under any other sub-clause of that clause, be registered by the Corporation as an insured bank as soon as may be after the termination of the order of moratorium or, as the case may be, the rejection of the application for its winding up.

13. Cancellation of registration.—The registration of a banking company as an insured bank shall stand cancelled on the occurrence of any of the following events, namely:—

- (a) if it has been prohibited from receiving fresh deposits; or
- (b) if it has been informed by notice in writing by the Reserve Bank that its licence has been cancelled under section 22 of the Banking Companies Act, 1949 (10 of 1949), or that a licence under that section cannot be granted to it; or
- (c) if it has been ordered to be wound up; or
- (d) if it has transferred all its deposit liabilities in India to any other institution or
- (e) if it has ceased to be a banking company within the meaning of sub-section (2) of section 36A of the Banking Companies Act, 1949 (10 of 1949), or has converted itself into a non-banking company; or
- (f) if a liquidator has been appointed in pursuance of a resolution for the voluntary winding up of its affairs; or
- (g) if in respect of it any scheme of compromise or arrangement or of reconstruction has been sanctioned by any competent authority and the said scheme does not permit the acceptance of fresh deposits; or
- (h) if it has been amalgamated with any other banking institution.

14. Intimation of registration.—(1) Where the Corporation has registered any banking company as an insured bank, it shall, within thirty days of its registration, send and intimation in writing to the banking company that it has been registered as an insured bank.

(2) Every such intimation shall indicate the manner in which the premium payable by the bank under section 15 may be calculated.

15. Premium.—(1) Every insured bank shall, so long as it continues to be registered, be liable to pay a premium to the Corporation on its deposits at such rate or rates as may, with the previous approval of the Central Government, be notified by the Corporation in the Official Gazette from time to time:

Provided that the premium payable by any insured bank for any period shall not exceed fifteen naye paise per annum for every hundred rupees of the total amount of the deposits in that bank at the end of that period or, where its registration has been cancelled during that period, on the date of its cancellation:

Provided further that where the registration of any insured bank is cancelled under section 13, such cancellation shall not affect the liability of that bank for payment of premium for the period before such cancellation and of any interest due under the provisions of this section.

(2) The premium shall be payable for such periods, at such times and in such manner as may be prescribed.

(3) If an insured bank makes any default in payment of any amount of premium, it shall, for the period of such default, be liable to pay to the Corporation interest on such amount at such rate not exceeding eight per cent per annum as may be prescribed.

16. Liability of Corporation in respect of insured deposits.—(1) Where an order for the winding up or liquidation of an insured bank is made, the Corporation shall, subject to the other provisions of this Act, be liable to pay to every depositor of that bank in accordance with the provisions of section 17 an amount equal to the amount due to him in respect of his deposit in that bank at the time when such order is made:

Provided that the liability of the Corporation in respect of an insured bank referred to in clause (a) or clause (b) of section 13 shall be limited to the deposits as on the date of the cancellation of the registration:

Provided further that the total amount payable by the Corporation to any one depositor in respect of his deposit in that bank in the same capacity and in the same right shall not exceed one thousand and five hundred rupees:

Provided further that the Corporation may from time to time, having regard to its financial position and to the interests of the banking system of the country as a whole, raise, with the previous approval of the Central Government, the aforesaid limit of one thousand and five hundred rupees.

(2) Where in respect of an insured bank a scheme of compromise or arrangement or of reconstruction or amalgamation has been sanctioned by any competent authority and the said scheme provides for each depositor being paid or credited with, on the date on which the scheme comes into force, an amount which is less than the original amount and also the specified amount, the Corporation shall be liable to pay to every such depositor in accordance with the provisions of section 18 an amount equivalent to the difference between the amount so paid or credited and the original amount, or the difference between the amount so paid or credited and the specified amount, whichever is less:

Provided that where any such scheme also provides that any payment made to a depositor before the coming into force of the scheme shall be reckoned towards the payment due to him under that scheme, then the scheme shall be deemed to have provided for that payment being made on the date of its coming into force.

(3) For the purposes of this section, the amount of a deposit shall be determined after deducting therefrom any ascertained sum of money which the insured bank may be legally entitled to claim by way of set off against the depositor in the same capacity and in the same right.

(4) In this section,—

(a) “original amount” in relation to a depositor means the total amount due by the insured bank immediately before the date of coming into force of the scheme of compromise or arrangement or, as the case may be, of reconstruction or amalgamation to the depositor in respect of his deposit in the bank in the same capacity and in the same right:

Provided that where under the proviso to sub-section (2), the scheme is deemed to have provided for any payment being made on the date of its coming into force, the amount of such payment shall be included in calculating the original amount;

(b) “specified amount” means one thousand and five hundred rupees, or, as the case may be, the amount fixed by the Corporation under the third proviso to sub-section (1).

17. Manner of payment by Corporation in case of winding up of insured banks.—(1) Where an insured bank has been ordered to be wound up or to be taken into liquidation and a liquidator, by whatever name called, has been appointed in respect thereof, the liquidator shall, with the least possible delay and in any case not later than three months from the date of his assuming charge of office, furnish to the Corporation a list in such form and manner as may be specified by the Corporation showing separately the deposits in respect of each depositor and the amounts of set off referred to in sub-section (3) of section 16.

(2) Before the expiry of two months from the receipt of such list from the liquidator, the Corporation shall pay to each depositor of the insured bank in respect of his deposit the amount payable under section 16 either directly or through the liquidator or through any other agency as the Corporation may determine.

18. Manner of payment by Corporation in case of scheme of compromise or arrangement or of reconstruction or amalgamation in respect of an insured bank.—(1) Where a scheme of amalgamation of any insured bank with any other banking institution (hereinafter referred to as the transferee bank) or a scheme of compromise or arrangement or of reconstruction in respect of such bank has been sanctioned and the Corporation has become liable to pay to depositors of the insured bank under sub-section (2) of section 16, the transferee bank where the scheme is of amalgamation and the insured bank in any other case shall, with the least possible delay and in any case not later than three months from the date on which such scheme takes effect, furnish to the Corporation a list in such form and manner as may be specified by the Corporation and certified to be correct by the chief executive officer of the transferee bank or, as the case may be, of the insured bank showing separately deposits in respect of each depositor and the amounts of set off referred to in sub-section (3) of section 16 and also the amounts paid or credited or deemed to have been paid under the scheme.

(2) Before the expiry of two months from the receipt of such list, the Corporation shall pay the amount payable under section 16 either directly to the depositor or to the transferee bank or the insured bank for being credited in his account.

19. Discharge of the liability of Corporation.—Any amount paid by the Corporation under section 17 or section 18 in respect of a deposit shall, to the extent of the amount paid, discharge the Corporation from its liability in respect of that deposit.

20. Provision for unpaid amounts.—Where any depositor to whom any payment is to be made in accordance with the provisions of section 17 or section 18 cannot be found or is not readily traceable, adequate provision shall be made by the Corporation for such

payment and the amount of such provision shall be accounted for separately in its books.

21. *Repayment of the amount to Corporation.*—(1) Where any amount has been paid under section 17 or section 18 or any provision therefor has been made under section 20, the Corporation shall furnish to the liquidator or to the insured bank or to the transferee bank, as the case may be, information as regards the amount so paid or provided for.

(2) On receipt of the information under sub-section (1), not withstanding anything to the contrary contained in any other law for the time being in force,—

- (a) the liquidator shall, within such time and in such manner as may be prescribed, repay to the Corporation out of the amount, if any, payable by him in respect of any deposit such sum or sums as make up the amount paid or provided for by the Corporation in respect of that deposit;
- (b) the insured bank or, as the case may be, the transferee bank shall, within such time and in such manner as may be prescribed, repay to the Corporation out of the amount, if any, to be paid or credited in respect of any deposit after the date of the coming into force of the scheme referred to in section 18, such sum or sums as make up the amount paid or provided for by the Corporation in respect of that deposit.

CHAPTER IV

FUNDS, ACCOUNTS AND AUDIT

22. *Funds of Corporation.*—The Corporation shall maintain two funds to be called respectively the Deposit Insurance Fund and the General Fund.

23. *Deposit Insurance Fund.*—(1) To the Deposit Insurance Fund shall be credited,—

- (a) all amounts received by the Corporation as premium;
- (b) all amounts received by the Corporation under section 21;
- (c) the amount advanced by the Reserve Bank under section 26;
- (d) all amounts transferred to that Fund from the General Fund under section 27; and
- (e) all income arising from the investments made out of that Fund.

(2) The said Fund shall be applied—

- (a) to make payments in respect of insured deposits;
- (b) to meet liability in respect of an advance taken under section 26; and
- (c) to meet liability in respect of the amounts referred to in clause (d) of sub-section (1).

24. *General Fund.*—All receipts of the Corporation other than those referred to in sub-section (1) of section 23 shall be credited to the General Fund and all payments by the Corporation other than those referred to in sub-section (2) of that section shall be made out of that Fund.

25. *Investment.*—All moneys belonging to the Deposit Insurance Fund or the General Fund which may not for the time being be required by the Corporation shall be invested in promissory notes, stock or securities of the Central Government and all other moneys shall be deposited with the Reserve Bank.

26. *Advances by Reserve Bank.*—(1) The Reserve Bank shall, from time to time, advance to the Corporation on a request by it such sum or sums as may be required by the Corporation for the purposes of the Deposit Insurance Fund:

Provided that the total amount outstanding at any one time on account of such advances shall not exceed five crores of rupees.

(2) The terms and conditions of any advance under this section shall be such as may be determined by the Reserve Bank with the approval of the Central Government.

27. *Advance from General Fund to Deposit Insurance Fund.*—If at any time the amount available in the Deposit Insurance Fund is insufficient to meet the requirements of that Fund, the Corporation may transfer from the General Fund such amount as may be necessary to meet the requirements of the Deposit Insurance Fund on such terms and for such period as may be determined by the Board with the approval of the Reserve Bank.

28. *Preparation of balance-sheet, etc., by Corporation.*—(1) The balance-sheet and accounts of the Corporation shall be prepared and maintained in such form and manner as may be prescribed.

(2) The Board shall cause the books and accounts of the Corporation to be balanced and closed as on the 31st day of December, each year.

29. *Audit.*—(1) The affairs of the Corporation shall be audited by an auditor duly qualified to act as an auditor under sub-section (1) of section 226 of the Companies Act, 1956 (10 of 1956), who shall be appointed by the Board with the previous approval of the Reserve Bank and shall receive such remuneration from the Corporation as the Reserve Bank may fix.

(2) The auditor shall be supplied with a copy of the annual balance-sheet of the Corporation and it shall be his duty to examine it

together with the accounts and vouchers relating thereto and he shall have a list delivered to him of all books kept by the Corporation and shall at all reasonable times have access to the books, accounts and other documents of the Corporation and may, in relation to such accounts, examine any director of the Board or any officer or employee of the Corporation.

(3) The auditor shall make a report to the Corporation upon the annual balance-sheet and accounts and in every such report he shall state whether in his opinion the balance-sheet is a full and fair balance-sheet containing all necessary particulars and properly drawn up so as to exhibit a true and correct view of the state of affairs of the Corporation and in case he had called for any explanation or information from the Board, whether it has been given and whether it is satisfactory.

(4) Without prejudice to anything contained in the preceding sub-sections, the Central Government may at any time appoint the Comptroller and Auditor-General of India to examine and report upon the accounts of the Corporation, and any expenditure incurred by him in connection with such examination and report shall be payable by the Corporation to the Comptroller and Auditor-General of India.

30. *Income-tax and super-tax.*—Notwithstanding anything contained in the Indian Income-tax Act, 1922 (11 of 1922), or any other enactment for the time being in force relating to income-tax or super-tax, the Corporation shall not be liable to pay income-tax or super-tax on any of its income, profits or gains for the accounting year during which the Corporation is established and for four accounting years following that year.

31. *Reserve fund.*—After making provision for all its liabilities and for all other matters for which provision is necessary or expedient, including any contribution to the staff and superannuation funds, the Corporation shall transfer the balance, if any, of its income in its General Fund to one or more reserve funds to be utilised in such manner and for such purposes as the Corporation may deem fit.

32. *Annual accounts and reports.*—(1) The Corporation shall furnish to the Reserve Bank within three months from the date on which its accounts are balanced and closed the balance-sheet and accounts together with the auditor's report and a report of the working of the Corporation during the year and copies of the said balance-sheet and accounts and reports shall be furnished by the Corporation to the Central Government.

(2) The Central Government shall cause every auditor's report and report of the working of the Corporation to be laid for not less than thirty days before each House of Parliament as soon as may be after each such report is received by the Central Government.

CHAPTER V

MISCELLANEOUS

33. *Staff of Corporation.*—(1) The Corporation may appoint such number of officers and employees as it considers necessary or desirable for the efficient performance of its functions and determine the terms and conditions of their appointment and service.

(2) Without prejudice to the provisions of sub-section (1), it shall be lawful for the Corporation to utilise, and for the Reserve Bank to make available, the services of such staff of the Reserve Bank on such terms and conditions as may be agreed upon between the Corporation and the Reserve Bank.

34. *Returns from insured banks.*—(1) Notwithstanding anything contained in the Banking Companies Act, 1949 (10 of 1949), or any other law for the time being in force the Corporation may at any time direct an insured bank to furnish to it, within such time as may be specified by the Corporation, such statements and information relating to the deposits in that bank as the Corporation may consider necessary or expedient to obtain for the purposes of this Act.

(2) The Corporation may, if it considers it expedient and after consulting the Reserve Bank, publish any information obtained by it under this section in such consolidated form as it may think fit.

35. *Corporation to have access to records.*—(1) The Corporation shall have free access to all such records of an insured bank perusal whereof may appear to the Corporation to be necessary for the discharge of its functions under this Act.

(2) The Corporation may require any insured bank to furnish to it copies of any of the records referred to in sub-section (1) and the bank shall be bound to comply with the requisition.

36. *Inspection of insured banks by Reserve Bank.*—(1) The Corporation may for any of the purposes of this Act request the Reserve Bank to cause an inspection of the books and accounts or an investigation of the affairs of an insured bank to be made and on such request the Reserve Bank shall cause such inspection or investigation to be made by one or more of its officers.

(2) The provisions of sub-section (2) and sub-section (3) of section 35 of the Banking Companies Act, 1949 (10 of 1949), shall apply to an inspection or investigation under sub-section (1) as they apply to an inspection under that section.

(3) When an inspection or investigation has been made under this section, the Reserve Bank shall furnish a copy of its report to the Corporation and neither the bank inspected or investigated nor any other bank shall be entitled to be furnished with a copy of such report.

(4) Notwithstanding anything contained in any law for the time being in force, no court, tribunal or other authority shall compel the production or disclosure of a report under this section or of information or material gathered during the course of an inspection or investigation under this section.

37. Corporation to furnish information to Reserve Bank.—The Corporation shall, on a request in writing from the Reserve Bank, furnish to it within such time as may be specified by the Reserve Bank, such statements and information relating to the business or affairs of the Corporation or of an insured bank as the Reserve Bank may consider necessary or expedient.

38. Reserve Bank to furnish information to Corporation.—The Reserve Bank shall, on a request in writing from the Corporation, furnish to it any report or information relating to an insured bank made or obtained by it under or in pursuance of the Reserve Bank of India Act, 1934 (2 of 1934), or the Banking Companies Act, 1949 (10 of 1949).

39. Declaration of fidelity and secrecy.—Every director, auditor, officer or other employee of the Corporation or an employee of the Reserve Bank whose services are utilised by the Corporation under sub-section (2) of section 33 shall, before entering upon his duties, make a declaration of fidelity and secrecy in the form set out in the First Schedule to this Act.

40. Indemnity of directors.—(1) Every director of the Board shall be indemnified by the Corporation against all losses and expenses incurred by him in, or in relation to, the discharge of his duties except such as are caused by his own wilful act or default.

(2) A director of the Board shall not be responsible for any other director or for any other officer or other employee of the Corporation, or for any loss or expenses resulting to the Corporation from the insufficiency or deficiency of value of or title to any property or security acquired or taken on behalf of the Corporation or the insolvency or wrongful act of any debtor or any person under obligation to the Corporation or anything done in good faith in the execution of the duties of his office or in relation thereto.

41. Defects in appointments not to invalidate acts etc.—(1) No act or proceeding of the Board or of any committee of the Corporation shall be questioned on the ground merely of the existence of any vacancy or defect in the constitution of the Board or committee.

(2) No act done by any person acting in good faith as a director of the Board shall be deemed to be invalid merely on the ground that he was disqualified to be a director or that there was any other defect in his appointment.

42. Protection of action taken under this Act.—No suit or other legal proceeding shall lie against the Corporation or the Reserve Bank or any director of the Board or any officer of the Corporation or the Reserve Bank or any other person authorised by the Corporation to discharge any functions under this Act for any damage caused or likely to be caused by anything which is in good faith done or intended to be done in pursuance of this Act.

43. Companies Act, 1956 and Insurance Act, 1938 not to apply.—Nothing in the Companies Act, 1956 (1 of 1956) or the Insurance Act, 1938 (4 of 1938), shall apply to the Corporation.

44. Liquidation of Corporation.—(1) The Corporation shall not be placed in liquidation save by order of the Central Government and in such manner as that Government may direct.

(2) On the liquidation of the Corporation—

(a) the outstanding assets of the Corporation in so far as they relate to the Deposit Insurance Fund shall be distributed among the insured banks in such manner and in such proportion as may be determined by the Central Government having regard to the amounts of premium paid by them during any prescribed period or the deposits of the said banks as on the date of liquidation of the Corporation or other relevant circumstances;

(b) the remaining outstanding assets of the Corporation shall be transferred to the Reserve Bank.

45. Power of Central Government to give directions.—In the discharge of its functions under this Act, the Corporation shall be guided by such directions in matters of policy involving public interest as the Central Government may after consulting the Reserve Bank give to it in writing, and if any question arises whether the direction relates to a matter of policy involving public interest, the decision of the Central Government thereon shall be final.

46. Dispute as to amount of premium.—Any dispute as to the amount of premium due from any insured bank shall be decided by the Central Government and the decision of that Government shall be final.

47. Penalties.—(1) Whoever in any return, balance-sheet, or other document or in any information required or furnished by or under or for the purposes of any provision of this Act, wilfully makes a statement which is false in any material particular, knowing it to be false, or wilfully omits to make a material statement, shall be punishable with imprisonment for a term which may extend to three years and shall also be liable to fine.

(2) If any person fails to produce any book, account or other document, or to furnish any statement or information which, under the provisions of this Act, it is his duty to produce or furnish, he shall be punishable with a fine which may extend to two thousand rupees in respect of each offence and in the case of a continuing failure, with an additional fine which may extend to one hundred rupees for every day during which the failure continues after conviction for the first such failure.

48. Offences by companies.—(1) Where an offence has been committed by a company, every person who, at the time the offence was committed, was in charge of, and was responsible to the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act, if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any gross negligence on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purposes of this section,—

(a) "company" means any body corporate and includes, a firm or other association of individuals; and

(b) "director" in relation to a firm, means a partner in the firm.

49. Cognizance of offences.—No court shall take cognizance of any offence punishable under this Act except upon a complaint in writing made by an officer of the Corporation generally or specially authorised in writing in this behalf by the Board and no court inferior to that of a presidency magistrate or a magistrate of the first class shall try any such offence.

50. Regulations.—(1) The Board may, with the previous approval of the Reserve Bank, make regulations not inconsistent with this Act to provide for all matters for which provision is necessary or expedient for the purpose of giving effect to the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such regulations may provide for—

(a) the times and places of the meetings of the Board or of any committee constituted under this Act and the procedure to be followed at such meetings including the quorum necessary for the transaction of business;

(b) the number of directors constituting an Executive Committee, and the functions that such committee shall discharge;

(c) the functions which any other committee may discharge under this Act;

(d) the fees and allowances that may be paid to the members of a committee other than directors of the Board;

(e) the fees and allowances that may be paid to the directors of the Board;

(f) the periods for which, the times at which and the manner in which premium may be paid by an insured bank;

(g) the interest which may be charged from an insured bank where it makes default in payment of premium;

(h) the manner in which and the time within which the amounts referred to in section 21 may be paid;

(i) the form and the manner in which the balance-sheet and the accounts of the Corporation shall be prepared or maintained; and

(j) any other matter which is to be, or may be prescribed.

(3) Any regulation which may be made by the Board under this Act may be made by the Reserve Bank within three months of the establishment of the Corporation; and any regulation so made may be altered or rescinded by the Board in the exercise of its power under this Act.

51. Amendment of certain enactments.—The enactments specified in the Second Schedule to this Act shall be amended in the manner provided therein.

THE FIRST SCHEDULE

(See section 39)

Declaration of fidelity and secrecy

I do hereby declare that I will faithfully, truly and to the best of

my skill and ability execute and perform the duties required of me as director, auditor, officer or other employee (as the case may be) of the Deposit Insurance Corporation and which properly relate to the office or position held by me in the said Corporation.

I further declare that I will not communicate or allow to be communicated to any person not legally entitled thereto any information relating to the affairs of the Deposit Insurance Corporation or to the affairs of any person having any dealing with the said Corporation; nor will I allow any such person to inspect or have access to any books or documents belonging to or in the possession of the Deposit Insurance Corporation and relating to the business of the said Corporation or the business of any person having any dealing with the said Corporation.

(Signature).

Signed before me:

THE SECOND SCHEDULE

(See section 51)

Amendment of certain enactments

PART I

AMENDMENTS TO THE RESERVE BANK OF INDIA ACT, 1934 (2 OF 1934)

Amendments

1. In section 2, after clause (bb), insert the following clause, namely:—

“(bbb) “Deposit Insurance Corporation” means the Deposit Insurance Corporation established under section 3 of the Deposit Insurance Corporation Act, 1961;”.

2. In section 17,—

(a) after clause (4C), insert the following clause, namely:—

“(4D) the making to the Deposit Insurance Corporation of loans and advances; and generally assisting the Corporation in such manner and on such terms as may be determined by the Central Board;”.

(b) in clause (8A), after “the capital of”, insert “the Deposit Insurance Corporation”.

PART II

AMENDMENTS TO THE BANKING COMPANIES ACT, 1949 (10 OF 1949)

Amendments

1. In section 5, after clause (f), insert the following clause, namely:—

“(ff) “Deposit Insurance Corporation” means the Deposit Insurance Corporation established under section 3 of the Deposit Insurance Corporation Act, 1961;”.

2. In section 43A,—

(i) in sub-section (6), for “the foregoing provisions”, substitute “the provisions of this section”;

(ii) after sub-section (8), insert the following sub-sections, namely:—

“(9) Nothing contained in sub-sections (2), (3), (4), (7) and (8) shall apply to a banking company in respect of the depositors of which the Deposit Insurance Corporation is liable under section 16 of the Deposit Insurance Corporation Act, 1961.

(10) After preferential payments referred to in sub-section (1) have been made or adequate provision has been made in respect thereof, the remaining assets of the banking company referred to in sub-section (9) available for payment to general creditors shall be utilised for payment on *pro rata* basis of the debts of the general creditors and of the sums due to the depositors:

Provided that where any amount in respect of any deposit is to be paid by the liquidator to the Deposit Insurance Corporation under section 21 of the Deposit Insurance Corporation Act, 1961, only the balance, if any, left after making the said payment shall be payable to the depositor.”.

PART III

AMENDMENTS TO THE INDUSTRIAL DISPUTES ACT, 1947 (14 OF 1947)

In section 2, in sub-clause (i) of clause (a), after “to an industrial dispute concerning” insert “the Deposit Insurance Corporation established under section 3 of the Deposit Insurance Corporation Act, 1961, or”.

Assented to on 7-12-1961.

THE ASSAM MUNICIPAL (MANIPUR AMENDMENT) ACT, 1961 (Act, No. 49 of 1961)

AN ACT

further to amend the Assam Municipal Act, 1956 as in force in the Union territory of Manipur.

Be it enacted by Parliament in the Twelfth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Assam Municipal (Manipur Amendment) Act, 1961.

(2) It shall come into force on such date as the Chief Commissioner, Manipur may, by notification in the Official Gazette, appoint.

2. *Substitution of new section for section 14.*—In the Assam Municipal Act, 1956 (Assam Act XV of 1957), as in force in the Union territory of Manipur (hereinafter referred to as the principal Act), for section 14, the following section shall be substituted, namely:—

“14. *Electors and electoral rolls.*—(1) The persons entitled to vote at elections of Commissioners shall be the persons registered, by virtue of the provisions of the Constitution and the Representation of the People Act, 1950 (43 of 1950), as voters at elections to the House of the People.

(2) So much of the electoral roll for any parliamentary constituency for the time being in force as relates to the areas comprised within a ward shall be deemed to be the electoral roll for that ward for the purposes of this Act.

Explanation.—In sub-section (2), the expression “parliamentary constituency” has the meaning assigned to it under the Representation of the People Act, 1950 (43 of 1950).”.

3. *Amendment of section 15.*—In section 15 of the principal Act, the following clause shall be substituted, namely:—

“(i) is not registered as an elector in the electoral roll for a ward, or”.

4. *Insertion of new section 15A.*—After section 15 of the principal Act, the following section shall be inserted, namely:—

“15A. *Right to vote.*—(1) Every person whose name is, for the time being, entered in the electoral roll for a ward shall be entitled to vote at the election of a Commissioner from that ward.

(2) In every ward an elector shall have as many votes as there are Commissioners to be elected from that ward but no elector shall at any election give more than one vote to any one candidate.”.

5. *Amendment of section 16.*—In section 16 of the principal Act,—

(1) for the words “by an unsuccessful candidate or person qualified to vote at the election to which such question refers such person”, the words “by any candidate at such election or by any elector of the ward concerned, such candidate or such elector, as the case may be” shall be substituted;

(2) in the second proviso, for the word “qualified” in both the places where it occurs, the word “entitled” shall be substituted.

6. *Insertion of new section 26A.*—After section 26 of the principal Act, the following section shall be inserted, namely:—

“26A. *Transitional provisions for Commissioners of, and general election to, Imphal Municipal Board.*—Notwithstanding anything in this Act or in any notification, rule or order issued or made thereunder,—

(a) the Commissioners of the Imphal Municipal Board holding office immediately before the commencement of the Assam Municipal (Manipur Amendment) Act, 1961 shall cease to hold office on and from such date as the Chief Commissioner may by notification in the Manipur Gazette specify;

(b) the general election of Commissioners of that Board to be held for the first time after such commencement shall be held and completed before such date as the Chief Commissioner may by a like notification specify.”.

7. *Amendment of section 301.*—In section 301 of the principal Act, in sub-section (2),—

(a) in clause (i), the words “the qualification and disqualification and registration of voters,” shall be omitted;

(b) after clause (i), the following clause shall be inserted, namely:—

“(ia) provide for the manner of the splitting up of electoral rolls for parliamentary constituencies into parts for the purpose of constituting one or more of such parts into the electoral roll for a ward, and appointment of the officer or authority by whom such splitting up is to be carried out;”.

Assented to on 30-11-1961.

THE FOREIGN AWARDS (RECOGNITION AND ENFORCEMENT) ACT, 1961 (Act, No. 45 OF 1961)

AN ACT

to enable effect to be given to the Convention on the Recognition and Enforcement of Foreign Arbitral Awards, done at New York, on the tenth day of June, 1958, to which India is a party and for purposes connected therewith.

BE it enacted by Parliament in the Twelfth Year of the Republic of India as follows:—

1. *Short title and extent.*—(1) This Act may be called the Foreign Awards (Recognition and Enforcement) Act, 1961.

(2) It extends to the whole of India.

2. *Definition.*—In this Act, unless the context otherwise requires, “foreign award” means an award on differences between persons arising out of legal relationships, whether contractual or not, considered as commercial under the law in force in India, made on or after the 11th day of October, 1960—

(a) in pursuance of an agreement in writing for arbitration to which the Convention set forth in the Schedule applies, and

(b) in one of such territories as the Central Government, being satisfied that reciprocal provisions have been made, may, by notification in the Official Gazette, declare to be territories to which the said Convention applies.

3. *Stay of proceedings in respect of matters to be referred to arbitration.*—Notwithstanding anything contained in the Arbitration Act, 1940 (10 of 1940) or in the Code of Civil Procedure, 1908, (5 of 1908) if any party to a submission made in pursuance of an agreement to which the Convention set forth in the Schedule applies, or any person claiming through or under him commences any legal proceedings in any court against any other party to the submission or any person claiming through or under him in respect of any matter agreed to be referred, any party to such legal proceedings may, at any time after appearance and before filing a written statement or taking any other step in the proceedings, apply to the court to stay the proceedings and the court, unless satisfied that the agreement is null and void, inoperative or incapable of being performed or that there is not in fact any dispute between the parties with regard to the matter agreed to be referred, shall make an order staying the proceedings.

4. *Effect of foreign awards.*—(1) A foreign award shall, subject to the provisions of this Act, be enforceable in India as if it were an award made on a matter referred to arbitration in India.

(2) Any foreign award which would be enforceable under this Act shall be treated as binding for all purposes on the persons as between whom it was made, and may accordingly be relied on by any of those persons by way of defence, set off or otherwise in any legal proceedings in India and any references in this Act to enforcing a foreign award shall be construed as including references to relying on an award.

5. *Filing of foreign award in court.*—(1) Any person interested in a foreign award may apply to any court having jurisdiction over the subject-matter of the award that the award be filed in court.

(2) The application shall be in writing and shall be numbered and registered as a suit between the applicant as plaintiff and the other parties as defendants.

(3) The court shall direct notice to be given to the parties to the arbitration, other than the applicant, requiring them to show cause, within a time specified why the award should not be filed.

6. *Enforcement of foreign award.*—(1) Where the court is satisfied that the foreign award is enforceable under this Act, the court shall order the award to be filed and shall proceed to pronounce judgment according to the award.

(2) Upon the judgment so pronounced a decree shall follow, and no appeal shall lie from such decree except in so far as the decree is in excess of or not in accordance with the award.

7. *Conditions for enforcement of foreign awards.*—(1) A foreign award may not be enforced under this Act—

(a) if the party against whom it is sought to enforce the award proves to the court dealing with the case that—

(i) the parties to the agreement were, under the law applicable to them, under some incapacity, or the said agreement is not valid under the law to which the parties have subjected it, or failing any indication thereon, under the law of the country where the award was made; or

(ii) that party was not given proper notice of the appointment of the arbitrator or of the arbitration proceedings or was otherwise unable to present his case; or

(iii) the award deals with questions not referred or contains decisions on matters beyond the scope of the agreement: Provided that if the decisions on matters submitted to arbitration can be separated from those not submitted, that part of the award which contains decisions on matters submitted to arbitration may be enforced; or

(iv) the composition of the arbitral authority or the arbitral procedure was not in accordance with the agreement of the parties or, failing such agreement, was not in accordance with the law of the country where the arbitration took place; or

(v) the award has not yet become binding on the parties or has been set aside or suspended by a competent authority of the country in which, or under the law of which, that award was made; or

(b) if the court dealing with the case is satisfied that—

(i) the subject-matter of the difference is not capable of settlement by arbitration under the law of India; or

(ii) the enforcement of the award will be contrary to public policy.

(2) If the court before which a foreign award is sought to be relied upon is satisfied that an application for the setting aside or suspension of the award has been made to a competent authority referred to in sub-clause (v) of clause (a) of sub-section (1), the court may, if it deems proper, adjourn the decision on the enforcement of the award and may also, on the application of the party claiming enforcement of the award, order the other party to furnish suitable security.

8. *Evidence.*—(1) The party applying for the enforcement of a foreign award shall, at the time of the application, produce—

(a) the original award or a copy thereof, duly authenticated in the manner required by the law of the country in which it was made;

(b) the original agreement for arbitration or a duly certified copy thereof; and

(c) such evidence as may be necessary to prove that the award is a foreign award.

(2) If the award or agreement requiring to be produced under sub-section (1) is in a foreign language, the party seeking to enforce the award shall produce a translation into English certified as correct by a diplomatic or consular agent of the country to which that party belongs or certified as correct in such other manner as may be sufficient according to the law in force in India.

9. *Saving.*—Nothing in this Act shall—

(a) prejudice any rights which any person would have had of enforcing in India of any award or of availing himself in India of any award if this Act had not been passed; or

(b) apply to any award made on an arbitration agreement governed by the law of India.

10. *Repeal.*—The Arbitration (Protocol and Convention) Act, 1937 (6 of 1937), shall cease to have effect in relation to foreign awards to which this Act applies.

11. *Rule making power of the High Court.*—The High Court may make rules consistent with this Act as to—

(a) the filing of foreign awards and all proceedings consequent thereon or incidental thereto;

(b) the evidence which must be furnished by a party seeking to enforce a foreign award under this Act; and

(c) generally, all proceedings in court under this Act.

THE SCHEDULE

(See sections 2 and 3)

CONVENTION ON THE RECOGNITION AND ENFORCEMENT OF FOREIGN ARBITRAL AWARDS

Article I

1. This Convention shall apply to the recognition and enforcement of arbitral awards made in the territory of a State other than the State where the recognition and enforcement of such awards are sought, and arising out of differences between persons, whether physical or legal. It shall also apply to arbitral awards not considered as domestic awards in the State where their recognition and enforcement are sought.

2. The term “arbitral awards” shall include not only awards made by arbitrators appointed for each case but also those made by permanent arbitral bodies to which the parties have submitted.

3. When signing, ratifying or acceding to this Convention, or notifying extension under article X hereof, any State may on the basis of reciprocity declare that it will apply the Convention to the recognition and enforcement of awards made only in the territory of another Contracting State. It may also declare that it will apply the Convention only to differences arising out of legal relationships, whether contractual or not, which are considered as commercial under the national law of the State making such declaration.

Article II

1. Each Contracting State shall recognise an agreement in writing under which the parties undertake to submit to arbitration all or any differences which have arisen or which may arise between them in respect of defined legal relationship, whether contractual or not, concerning a subject-matter capable of settlement by arbitration.

2. The term “agreement in writing” shall include an arbitral clause in a contract or an arbitration agreement, signed by the parties or contained in an exchange of letters or telegrams.

3. The court of a Contracting State, when seized of an action in a matter in respect of which the parties have made an agreement within the meaning of this article, shall, at the request of one of the parties, refer the parties to arbitration, unless it finds that the

said agreement is null and void, inoperative or incapable of being performed.

Article III

Each Contracting State shall recognize arbitral awards as binding and enforce them in accordance with the rules of procedure of the territory where the award is relied upon, under the conditions laid down in the following articles. There shall not be imposed substantially more onerous conditions or higher fees or charges on the recognition or enforcement of arbitral awards to which this Convention applies than are imposed on the recognition or enforcement of domestic arbitral awards.

Article IV

1. To obtain the recognition and enforcement mentioned in the preceding article, the party applying for recognition and enforcement shall, at the time of the application, supply:

- (a) the duly authenticated original award or a duly certified copy thereof;
- (b) the original agreement referred to in article II or a duly certified copy thereof.

2. If the said award or agreement is not made in an official language of the country in which the award is relied upon, the party applying for recognition and enforcement of the award shall produce a translation of these documents into such language. The translation shall be certified by an official or sworn translator or by a diplomatic or consular agent.

Article V

1. Recognition and enforcement of the award may be refused, at the request of the party against whom it is invoked, only if that party furnishes to the competent authority where the recognition and enforcement is sought, proof that—

- (a) the parties to the agreement referred to in article II were, under the law applicable to them, under some incapacity, or the said agreement is not valid under the law to which the parties have subjected it or, failing any indication thereon, under the law of the country where the award was made; or
 - (b) the party against whom the award is invoked was not given proper notice of the appointment of the arbitrator or of the arbitration proceedings or was otherwise unable to present his case; or
 - (c) the award deals with a difference not contemplated by or not falling within the terms of the submission to arbitration, or it contains decisions on matters beyond the scope of the submission to arbitration, provided that, if the decisions on matters submitted to arbitration can be separated from those not so submitted, that part of the award which contains decisions on matters submitted to arbitration may be recognized and enforced; or
 - (d) the composition of the arbitral authority or the arbitral procedure was not in accordance with the agreement of the parties, or, failing such agreement, was not in accordance with the law of the country where the arbitration took place; or
 - (e) the award has not yet become binding on the parties, or has been set aside or suspended by a competent authority of the country in which, or under the law of which, that award was made.
2. Recognition and enforcement of an arbitral award may also be refused if the competent authority in the country where recognition and enforcement is sought finds that—

- (a) the subject-matter of the difference is not capable of settlement by arbitration under the law of that country; or
- (b) the recognition or enforcement of the award would be contrary to the public policy of that country.

Article VI

If an application for the setting aside or suspension of the award has been made to a competent authority referred to in article V (1) (e), the authority before which the award is sought to be relied upon may, if it considers it proper, adjourn the decision on the enforcement of the award and may also, on the application of the party claiming enforcement of the award, order the other party to give suitable security.

Article VII

1. The provisions of the present Convention shall not affect the validity of multilateral or bilateral agreements concerning the recognition and enforcement of arbitral awards entered into by the Contracting States nor deprive any interested party of any right he may have to avail himself of an arbitral award in the manner and to the extent allowed by the law or the treaties of the country where such award is sought to be relied upon.

2. The Geneva Protocol on Arbitration Clauses of 1923 and the Geneva Convention on the Execution of Foreign Arbitral Awards of 1927 shall cease to have effect between Contracting States on their becoming bound and to the extent that they become bound by this Convention.

Article VIII

1. This Convention shall be open until 31st December, 1958 for signature on behalf of any Member of the United Nations and also on behalf of any other State which is or hereafter becomes member of any specialized agency of the United Nations, or which is or hereafter becomes a party to the Statute of the International Court of Justice, or any other State to which an invitation has been addressed by the General Assembly of the United Nations.

2. This Convention shall be ratified and the instrument of ratification shall be deposited with the Secretary-General of the United Nations.

Article IX

1. This Convention shall be open for accession to all States referred to in article VIII.

2. Accession shall be effected by the deposit of an instrument of accession with the Secretary-General of the United Nations.

Article X

1. Any State may, at the time of signature, ratification or accession, declare that this Convention shall extend to all or any of the territories for the international relations of which it is responsible, such a declaration shall take effect when the Convention enters into force for the State concerned.

2. At any time thereafter any such extension shall be made by notification addressed to the Secretary-General of the United Nations and shall take effect as from the ninetieth day after the day of receipt by the Secretary-General of the United Nations of this notification, or as from the date of entry into force of the Convention for the State concerned, whichever is the later.

3. With respect to those territories to which this Convention is not extended at the time of signature, ratification or accession, each state concerned shall consider the possibility of taking the necessary steps in order to extend the application of this Convention to such territories, subject, where necessary for constitutional reasons, to the consent of the Governments of such territories.

Article XI

In the case of a federal or non-unitary State, the following provisions shall apply:—

- (a) With respect to those articles of this Convention that come within the legislative jurisdiction of the federal authority, the obligations of the federal Government shall to this extent be the same as those of contracting States which are not federal States;
- (b) With respect to those articles of this Convention that come within the legislative jurisdiction of constituent states or provinces which are not, under the constitutional system of the federation, bound to take legislative action, the federal Government shall bring such articles with a favourable recommendation to the notice of the appropriate authorities of constituent states or provinces at the earliest possible moment;
- (c) A federal State Party to this Convention shall, at the request of any other Contracting State transmitted through the Secretary-General of the United Nations, supply a statement of the law and practice of the federation and its constituent units in regard to any particular provision of this Convention, showing the extent to which effect has been given to that provision by legislative or other action.

Article XII

1. This Convention shall come into force on the ninetieth day following the date of deposit of the third instrument of ratification or accession.

2. For each State ratifying or acceding to this Convention after the deposit of the third instrument of ratification or accession, this Convention shall enter into force on the ninetieth day after deposit by such State of its instrument of ratification or accession.

Article XIII

1. Any Contracting State may denounce this Convention by a written notification to the Secretary-General of the United Nations. Denunciation shall take effect one year after the date of receipt of the notification by the Secretary-General.

2. Any State which has made a declaration or notification under article X may, at any time thereafter, by notification to the Secretary-General of the United Nations, declare that this Convention shall cease to extend to the territory concerned one year after the date of the receipt of the notification by the Secretary-General.

3. This Convention shall continue to be applicable to arbitral awards in respect of which recognition or enforcement proceedings have been instituted before the denunciation takes effect.

Article XIV

A Contracting State shall not be entitled to avail itself of the present Convention against other Contracting States except to the extent that it is itself bound to apply the Convention.

Article XV

The Secretary-General of the United Nations shall notify the States contemplated in article VIII of the following:—

- (a) Signatures and ratifications in accordance with article VII I;
- (b) Accessions in accordance with article IX;
- (c) Declarations and notifications under articles I, X and XI;
- (d) The date upon which this Convention enters into force in accordance with article XII;
- (e) Denunciations and notifications in accordance with article XIII.

Article XVI

1. This Convention, of which the Chinese, English, French, Russian and Spanish texts shall be equally authentic, shall be deposited in the archives of the United Nations.

2. The Secretary-General of the United Nations shall transmit a certified copy of this Convention to the States contemplated in article XIII.

Simla-2, the 11th February, 1969

No. 8-1/61-I.R.—The following Acts recently passed by the Parliament which have already been published in the Gazette of India, are hereby republished in the Himachal Pradesh Rajpatra for the information of general public:—

1. The Central Industrial Security Force Act, 1968 (50 of 1968).
2. The Judges (Inquiry) Act, 1968 (51 of 1968).
3. The Indian Railways (Amendment) Act, 1968 (52 of 1968).
4. The Madras State (Alteration of Name) Act, 1968 (53 of 1968).

JOSEPH DINA NATH,
Under Secretary (Judicial).

Assented to on 2-12-1963.

**THE CENTRAL INDUSTRIAL SECURITY FORCE
ACT 1968
(ACT NO. 50 OF 1968)
AN
ACT**

to provide for the constitution and regulation of a Force called the Central Industrial Security Force for the better protection and security of certain industrial undertakings.

BE it enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. *Short title, extent and commencement.*—(1) This Act may be called the Central Industrial Security Force Act, 1968.

(2) It extends to the whole of India.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette appoint.

2. *Definitions.*—(1) In this Act, unless the context otherwise requires,—

- (a) "Force" means the Central Industrial Security Force constituted under section 3;
- (b) "industrial undertaking" means any undertaking pertaining to a scheduled industry and includes an undertaking engaged in any other industry, or in any trade, business or service which may be regulated by Parliament by law;
- (c) "industrial undertaking in public sector" means an industrial undertaking owned, controlled or managed by—
 - (i) a Government company as defined in section 617 of the Companies Act, 1956 (1 of 1956),
 - (ii) a corporation established by or under a Central, Provincial or State Act, which is controlled or managed by the Government;
- (d) "Inspector-General" means the Inspector-General of the Force appointed under section 4;

(e) "Managing Director", in relation to an industrial undertaking, means the person (whether called a managing agent, general manager, manager, chief executive officer or by any other name) who exercises control over the affairs of that undertaking;

(f) "members of the Force" means a person appointed to the Force under this Act, other than a supervisory officer;

(g) "prescribed" means prescribed by rules made under this Act;

(h) "scheduled industry" means any industry engaged in the manufacture or production of the articles mentioned in the First Schedule to the Industries (Development and Regulation) Act, 1951 (65 of 1951).

(i) "supervisory officer" means any of the officers, appointed under section 4 and includes any other officer appointed by the Central Government as a supervisory officer of the Force.

(2) Any reference in this Act to a law which is not in force in the State of Jammu and Kashmir shall, in relation to that State, be construed as a reference to the corresponding law, if any, in force in that State.

3. *Constitution of the Force.*—(1) There shall be constituted and maintained by the Central Government a Force to be called the Central Industrial Security Force for the better protection and security of industrial undertakings owned by that Government.

(2) The Force shall be constituted in such manner, shall consist of such number of supervisory officers and members of the Force who shall receive such pay and other remuneration as may be prescribed.

4. *Appointment and powers of supervisory officers.*—The Central Government may appoint a person to be the Inspector-General of the Force and may appoint other persons to be Deputy Inspectors-General, Chief Security Officers or Security Officers of the Force.

(2) The Inspector-General and every other supervisory officer so appointed shall have, and may exercise, such powers and authority as is provided by or under this Act.

5. *Appointment of members of the Force.*—The appointment of members of the Force shall rest with the Inspector-General who shall exercise that power in accordance with rules made under this Act:

Provided that the power of appointment under this section may also be exercised by such other supervisory officer as the Central Government may by order specify in this behalf.

6. *Certificates of members of the Force.*—(1) Every member of the Force shall receive on his appointment a certificate in the form specified in the Schedule, under the seal of the Inspector-General or such other supervisory officer as the Inspector-General may specify in this behalf, by virtue of which the person holding such certificate shall be vested with the powers of a member of the Force.

(2) Such certificate shall cease to have effect whenever the person named in it ceases for any reason to be member of the Force.

7. *Superintendence and administration of the Force.*—(1) The superintendence of the Force shall vest in the Central Government, and subject hereto the administration of the Force shall vest in the Inspector-General and shall be carried on by him in accordance with the provisions of this Act and of any rules made thereunder.

(2) Subject to the provisions of sub-section (1) the administration of the Force within such local limits

may be prescribed shall be carried on by a Deputy Inspector-General, Chief Security Officer or Security Officer in accordance with the provisions of this Act and of any rules made thereunder and every supervisory officer placed in charge of the protection and security of an industrial undertaking shall, subject to any directions that may be given by the Central Government in this behalf, discharge his functions under the general supervision, direction and control of the Managing Director of that undertaking.

8. Dismissal, removal, etc., of members of the Force.—Subject to the provisions of article 311 of the Constitution and to such rules as the Central Government may make under this Act, any supervisory officer may—

- (i) dismiss, suspend or reduce in rank any member of the Force whom he thinks remiss or negligent in the discharge of his duty, or unfit for the same; or
- (ii) award any one or more of the following punishments to any member of the Force who discharges his duty in a careless or negligent manner, or who by any act of his own renders himself unfit for the discharge thereof, namely:—
 - (a) fine to any amount not exceeding seven days' pay or reduction in pay scale;
 - (b) drill, extra guard, fatigue or other duty;
 - (c) removal from any office of distinction or deprivation of any special emolument.

9. Appeal and revision.—(1) Any member of the Force aggrieved by an order made under section 8 may, within thirty days from the date on which the order is communicated to him, prefer an appeal against the order to such authority as may be prescribed, and subject to the provisions of sub-section (3), the decision of the said authority thereon shall be final:

Provided that the prescribed authority may entertain the appeal after the expiry of the said period of thirty days, if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(2) In disposing of an appeal, the prescribed authority shall follow such procedure as may be prescribed.

(3) The Central Government may call for an examine the record of any proceeding under section 8 or under sub-section (2) of this section and may make such inquiry or cause such inquiry to be made and subject to the provisions of this Act, may pass such order thereon as it thinks fit:

Provided that no order imposing an enhanced penalty under sub-section (2) or sub-section (3) shall be made unless a reasonable opportunity of being heard has been given to the person affected by such order.

10. Duties of members of the Force.—It shall be the duty of every supervisory officer and member of the Force—

- (a) promptly to obey and execute all orders lawfully issued to him by his superior authority;
- (b) to protect and safeguard the industrial undertakings owned by the Central Government together with such other installations as are specified by that Government to be vital for the carrying on of work in those undertakings, situate within the local limits of his jurisdiction:

Provided that before any installation not owned or controlled by the Central Government is so specified, the Central Government shall obtain the consent of the Government of the State in which such installation is situate;

- (c) to protect and safeguard such other industrial undertakings and installations for the protection and security of which he is deputed under section 14;
- (d) to do any other act conducive to the better protection and security of the industrial undertakings referred to in clauses (b) and (c).

11. Power to arrest without warrant.—(1) Any supervisory officer or member of the Force may, without any order from a Magistrate and without a warrant, arrest any person who has been concerned in, or against whom a reasonable suspicion exists of his having been concerned in, or who is found taking precautions to conceal his presence under circumstances which afford reason to believe that he is taking such precautions with a view to committing, a cognizable offence relating to—

- (i) the property belonging to any industrial undertaking, or
- (ii) the other installations, referred to in clauses (b) and (c) of section 10.

(2) If any person is found trespassing on the premises of any industrial undertaking referred to in clauses (b) and (c) of section 10, he may, without prejudice to any other proceedings which may be taken against him, be removed from such premises by any supervisory officer or member of the Force.

12. Power to search without warrant.—(1) Whenever any supervisory officer, or any member of the Force, not below the prescribed rank, has reason to believe that any such offence as is referred to in section 11 has been or is being committed and that a search warrant cannot be obtained without affording the offender an opportunity of escaping or of concealing evidence of the offence, he may detain the offender and search his person and belongings forthwith and, if he thinks proper, arrest any person whom he has reason to believe to have committed the offence.

(2) The provisions of the Code of Criminal Procedure, 1898 (5 of 1898), relating to searches under that Code shall, so far as may be, apply to searches under this section.

13. Procedure to be followed after arrest.—Any supervisory officer or member of the Force making an arrest under this Act, shall, without unnecessary delay, make over the person so arrested to a police officer, or, in the absence of a police officer, take such person or cause him to be taken to the nearest police station together with a report of the circumstances occasioning the arrest.

14. Deputation of the Force to industrial undertakings in public sector.—(1) Subject to any general directions which may be issued by the Central Government, it shall be lawful for the Inspector-General, on a request received in this behalf from the Managing Director concerned of an industrial undertaking in public sector, showing the necessity thereof, to depute such number of supervisory officers and members of the Force as the Inspector-General may consider necessary for the protection and security of that industrial undertaking and any installations attached thereto and the officers and members of the Force so deputed shall be at the charge of the Managing Director:

Provided that in the case of a undertaking, owned, controlled or managed,—

- (i) by a Government company of which the Central Government is not a member;
 - (ii) by a corporation established by or under a Provincial or State Act,
- no such request shall be entertained unless it is made

with the consent of the Government of the State in which the undertaking is situate.

(2) If the Inspector-General is of the opinion that circumstances necessitating the deputation of the officers and members of the Force in relation to an industrial undertaking under sub-section (1) have ceased to exist, or for any other reason it is necessary so to do, he may, after informing the Managing Director of that industrial undertaking, withdraw the officers and members of the Force so deputed:

Provided that the Managing Director may, on giving one month's notice in writing to the Inspector-General require that the officers and members of the Force so deputed shall be withdrawn, and the Managing Director shall be relieved from the charge from the date of expiration of such notice or from any earlier date on which the Force is so withdrawn.

(3) Every officer and member of the Force, while discharging his functions during the period of deputation, shall continue to exercise the same powers and be subject to the same responsibilities, discipline and penalties as would have been applicable to him under this Act, if he had been discharging those functions in relation to an industrial undertaking owned by the Central Government.

15. Officers and members of the Force to be considered always on duty and liable to be employed anywhere in India.—(1) Every supervisory officer and member of the Force shall, for the purpose of this Act, be considered to be always on duty, and shall, at any time, be liable to be employed at any place within India.

(2) Save as provided in section 14, no supervisory officer or member of the Force shall engage himself in any employment or office other than his duties under this Act.

16. Responsibilities of members of the Force during suspension.—A member of the Force shall not by reason of his suspension from office cease to be a member of the Force; and he shall, during that period, be subject to the same responsibilities, discipline and penalties to which he would have been subject if he were on duty.

17. Surrender of certificate, arms, etc., by persons ceasing to be members of the Force.—(1) Every person who for any reason ceases to be a member of the Force, shall forthwith surrender to any supervisory officer empowered to receive the same, his certificate of appointment, the arms, accoutrements, clothing and other articles which have been furnished to him for the performance of duties as a member of the Force.

(2) Any person who have wilfully neglects or refuses to surrender his certificate of appointment or the arms accoutrements, clothing and other articles furnished to him, as required by sub-section (1), shall, on conviction, be punished with imprisonment for a term which may extend to one month, or with fine which may extend to two hundred rupees, or with both.

(3) Nothing in this section shall be deemed to apply to any article which, under the orders of the Inspector-General, has become the property of the person to whom the same was furnished.

18. Penalties for neglect of duty, etc.—(1) Without prejudice to the provisions contained in section 8, every member of the Force who shall be guilty of any violation of duty or wilful breach or neglect of any rule or regulation or lawful order made by a supervisory officer, or who shall withdraw from the duties of his office without permission, or who, being absent on leave, fails, without

reasonable cause, to report himself for duty on the expiration of the leave, or who engages himself without authority in any employment other than his duty, as a member of the Force, or who shall be guilty of cowardice, shall, on conviction, be punished with imprisonment for a term which may extend to six months.

(2) Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (5 of 1898), an offence punishable under this section shall be cognizable.

(3) Nothing contained in this section shall be construed to prevent any member of the Force from being prosecuted under any other law for any offence made punishable by that law, or for being liable under any such law to any other or higher penalty or punishment than is provided for such offence by this section:

Provided that no person shall be punished twice for the same offence.

19. Application of Act 22 of 1922 to officers and members of the Force.—The Police (Incitement to Disaffection) Act, 1922, shall apply to supervisory officers and members of the Force as it applies to members of a police force.

20. Certain Acts not to apply to members of the Force.—Nothing contained in the Payment of Wages Act, 1936 (4 of 1936), or the Industrial Disputes Act, 1947 (14 of 1947), or the Factories Act, 1948 (63 of 1948), or any corresponding law relating to investigation and settlement of industrial disputes in force in a State shall apply to members of the Force.

21. Protection of acts of officers and members of the Force.—(1) In any suit or proceeding against any supervisory officer or member of the Force for any act done by him in the discharge of his duties, it shall be lawful for him to plead that such act was done by him under the orders of a competent authority.

(2) Any such plea may be proved by the production of the order directing the act, and if it is so proved, the supervisory officer or member of the Force shall thereupon be discharged from any liability in respect of the act so done by him, notwithstanding any defect in the jurisdiction of the authority which issued such order.

(3) Notwithstanding anything contained in any other law for the time being in force, any legal proceeding, whether civil or criminal, which may lawfully be brought against any supervisory officer or member of the Force for anything done or intended to be done under the powers conferred by, or in pursuance of, any provision of this Act or the rules thereunder shall be commenced within three months after the act complained of shall have been committed and not otherwise; and notice in writing of such proceeding and of the cause thereof shall be given to the person concerned and his supervisory officer at least one month before the commencement of such proceeding.

22. Power to make rules.—(1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing powers, such rules may provide for—

- (a) regulating the classes, ranks, grades, pay and remuneration of supervisory officers and members of the Force and their conditions of service in the Force;
- (b) regulating the powers and duties of supervisory officers and members of the Force authorised to exercise any functions by or under this Act;
- (c) fixing the period of service for supervisory officers and members of the Force;

- (d) prescribing the description and quantity of arms, accoutrements, clothing and other necessary articles to be furnished to the members of the Force;
- (e) prescribing the places of residence of members of the Force;
- (f) institution, management and regulation of any fund for any purpose connected with the administration of the Force;
- (g) regulating the punishments and prescribing authorities to whom appeals shall be preferred from orders of punishment, or remission of fines or other punishments, and the procedure to be followed for the disposal of such appeals;
- (h) the terms and conditions subject to which supervisory officers and members of the Force may be deputed under section 14 and the charges therefor; and
- (i) any other matter which has to be, or may be, prescribed.

(3) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days, which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule, or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

THE SCHEDULE

(See section 6)

A.B. has been appointed a member of the Central Industrial Security Force under the Central Industrial Security Force Act, 1968, and is vested with the powers, functions and privileges of a member of the Force.

Assented to on 5-12-1968.

THE JUDGES (INQUIRY) ACT, 1968 (Act No. 51 of 1968)

AN
ACT

to regulate the procedure for the investigation and proof of the misbehaviour or incapacity of a judge of the Supreme Court or of a High Court and for the presentation of an address by Parliament to the President and for matters connected therewith.

Enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Judges (Inquiry) Act, 1968.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

- (a) "Chairman" means the Chairman of the Council of States;
- (b) "Committee" means a Committee constituted under section 3;
- (c) "Judge" means a Judge of the Supreme Court or of a High Court and includes the Chief Justice of India and the Chief Justice of a High Court;

(d) "prescribed" means prescribed by rules made under this Act;

(e) "Speaker" means the Speaker of the House of the People.

3. *Investigation into misbehaviour or incapacity of Judge by Committee.*—(1) If notice is given of a motion for presenting an address to the President praying for the removal of a Judge signed,—

(a) in the case of a notice given in the House of the People, by not less than one hundred members of that House;

(b) in the case of a notice given in the Council of States, by not less than fifty members of that Council,

then, the Speaker or, as the case may be, the Chairman may, after consulting such persons, if any, as he thinks fit and after considering such materials, if any, as may be available to him, either admit the motion or refuse to admit the same.

(2) If the motion referred to in sub-section (1) is admitted, the Speaker, or, as the case may be, the Chairman shall keep the motion pending and constitute, as soon as may be, for the purpose of making an investigation into the grounds on which the removal of a Judge is prayed for, a Committee consisting of three members of whom:—

(a) one shall be chosen from among the Chief Justice and other Judges of the Supreme Court;

(b) one shall be chosen from among the Chief Justices of the High Courts; and

(c) one shall be a person who is, in the opinion of the Speaker or, as the case may be, the Chairman, a distinguished jurist;

Provided that where notices of a motion referred to in sub-section (1) are given on the same day in both Houses of Parliament, no Committee shall be constituted unless the motion has been admitted in both Houses and where such motion has been admitted in both Houses, the Committee shall be constituted jointly by the Speaker and the Chairman:

Provided further that where notices of a motion as aforesaid are given in the Houses of Parliament on different dates, the notice which is given later shall stand rejected.

(3) The Committee shall frame definite charges against the Judge on the basis of which the investigation is proposed to be held.

(4) Such charges together with a statement of the grounds on which each such charge is based shall be communicated to the Judge and he shall be given a reasonable opportunity of presenting a written statement of defence within such time as may be specified in this behalf by the Committee.

(5) Where it is alleged that the Judge is unable to discharge the duties of his office efficiently due to any physical or mental incapacity and the allegation is denied, the Committee may arrange for the medical examination of the Judge by such Medical Board as may be appointed for the purpose by the Speaker or, as the case may be, the Chairman or, where the Committee is constituted jointly by the Speaker and the Chairman by both of them, for the purpose and the Judge shall submit himself to such medical examination within the time specified in this behalf by the Committee.

(6) The Medical Board shall undertake such medical examination of the Judge as may be considered necessary and submit a report to the Committee stating therein whether the incapacity is such as to render the Judge

unfit to continue in office.

(7) If the Judge refuses to undergo medical examination considered necessary by the Medical Board, the Board shall submit a report to the Committee stating therein the examination which the Judge has refused to undergo, and the Committee may, on receipt of such report, presume that the Judge suffers from such physical or mental incapacity as is alleged in the motion referred to in sub-section (1).

(8) The Committee may, after considering the written statement of the Judge and the medical report, if any, amend the charges framed under sub-section (3) and in such a case, the Judge shall be given a reasonable opportunity of presenting a fresh written statement of defence.

(9) The Central Government may, if required by the Speaker or the Chairman, or both, as the case may be, appoint an advocate to conduct the case against the Judge.

4. Report of Committee.—(1) Subject to any rules that may be made in this behalf, the Committee shall have power to regulate its own procedure in making the investigation and shall give a reasonable opportunity to the Judge of cross-examining witnesses, adducing evidence and of being heard in his defence.

(2) At the conclusion of the investigation, the Committee shall submit its report to the Speaker or, as the case may be, to the Chairman, or where the Committee has been constituted jointly by the Speaker and the Chairman, to both of them, stating therein its findings on each of the charges separately with such observations on the whole case as it thinks fit.

(3) The Speaker or the Chairman, or, where the Committee has been constituted jointly by the Speaker and the Chairman, both of them, shall cause the report submitted under sub-section (2) to be laid, as soon as may be, respectively before the House of the People and the Council of States.

5. Powers of Committee.—For the purpose of making any investigation under this Act, the Committee shall have the powers of a civil court, while trying a suit, under the Code of Civil Procedure, 1908, (5 of 1908) in respect of the following matters, namely:—

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of documents;
- (c) receiving evidence on oath;
- (d) issuing commissions for the examination of witnesses or documents;
- (e) such other matters as may be prescribed.

6. Consideration of report and procedure for presentation of an address for removal of Judge.—(1) If the report of the Committee contains a finding that the Judge is not guilty of any misbehaviour or does not suffer from any incapacity, then, no further steps shall be taken in either House of Parliament in relation to the report and the motion pending in the Houses or the Houses of Parliament shall not be proceeded with.

(2) If the report of the Committee contains a finding that the Judge is guilty of any misbehaviour or suffers from any incapacity, then the motion referred to in sub-section (1) of section 3 shall, together with the report of the Committee, be taken up for consideration by the House or Houses of Parliament in which it is pending.

(3) If the motion is adopted by each House of Parliament in accordance with the provisions of clause (4) of article 124 or, as the case may be, in accordance with that clause read with article 218 of the Constitution, then,

the misbehaviour or incapacity of the Judge shall be deemed to have been proved and an address praying for the removal of the Judge shall be presented in the prescribed manner to the President by each House of Parliament in the same session in which the motion has been adopted.

7. Power to make rules.—(1) There shall be constituted a Joint Committee of both Houses of Parliament in accordance with the provisions hereinafter contained for the purpose of making rules to carry out the purposes of this Act.

(2) The Joint Committee shall consist of fifteen members of whom ten shall be nominated by the Speaker and five shall be nominated by the Chairman.

(3) The Joint Committee shall elect its own Chairman and shall have power to regulate its own procedure.

(4) Without prejudice to the generality of the provisions of sub-section (1), the Joint Committee may make rules to provide for the following among other matters, namely:—

- (a) the manner of transmission of a motion adopted in one House to the other House of Parliament;
- (b) the manner of presentation of an address to the President for the removal of a Judge;
- (c) the travelling and other allowances payable to the members of the Committee and the witnesses who may be required to attend such Committee;
- (d) the facilities which may be accorded to the Judge for defending himself;
- (e) any other matter which has to be, or may be, provided for by rules or in respect of which provision is, in the opinion of the Joint Committee, necessary.

(5) Any rules made under this section shall not take effect until they are approved and confirmed both by the Speaker and the Chairman and are published in the Official Gazette, and such publication of the rules shall be conclusive proof that they have been duly made.

Assented to on 20-12-1968

THE INDIAN RAILWAYS (AMENDMENT) ACT, 1968

ACT No. 52 OF 1968

AN

ACT

Further to amend the India Railways Act, 1890.

BE it enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Indian Railways (Amendment) Act, 1968

2. Insertion of new sections 100A and 100B.—In the Indian Railways Act, 1890 (9 of 1890) (hereinafter referred to as the principal Act), after section 100, the following sections shall be inserted, namely:—

“100A. Abandoning train, etc., without authority.—If a railway servant, when on duty, is entrusted with any responsibility connected with the running of a train, rail-car or any other rolling-stock from one station or place to another station or place, and he abandons his duty before reaching such station or place, without authority or without properly handing over such train, rail-car or rolling-stock to another authorised railway servant, he shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to five hundred rupees, or with both.

100B. Obstructing running of train, etc.—If a railway servant, when on duty or otherwise, or any other person obstructs or causes to be obstructed or attempts to obstruct any train, rail-car or other rolling-stock upon a railway, by squatting, picket-

ing, keeping without authority any rolling-stock on the railway or tampering with signal gear or otherwise, he shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to five hundred rupees, or with both."

3. *Amendment of section 131.*—In section 131 of the principal Act, in sub-section (1), for the figures "100, 101", the figures and letters "100, 100A, 100B, 101" shall be substituted.

4. *Amendment of section 148.*—In section 148 of the principal Act, in sub-sections (1) and (2), for the figures "100, 101", the figure and letters "100, 100A, 100B, 101" shall be substituted.

5. *Repeal and saving.*—(1) The Indian Railways (Amendment) Ordinance, 1968, (10 of 1968), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act, as if this Act had come into force on the 14th day of September, 1968.

Assented to on 20-12-1968

THE MADRAS STATE (ALTERATION OF NAME) ACT, 1968

(Act No. 53 of 1968)

AN
ACT

to alter the name of the State of Madras

BE it enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Madras State (Alteration of Name) Act, 1968.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

3. *Definitions.*—In this Act, unless the context otherwise requires,—

(a) "appointed day" means the date appointed under sub-section (2) of section 1 for the coming into force of this Act;

(b) "appropriate Government" means, as respects a law relating to a matter enumerated in List I in the Seventh Schedule to the Constitution, the Central Government, and as respects any other

law, the State Government;

(c) "law" includes any enactment, ordinance, regulation, order, bye-law, rule, scheme, notification or other instrument having the force of law in the whole or any part of the State of Madras.

3. *Alteration of name of State of Madras.*—As from the appointed day, the State of Madras shall be known as the State of Tamil Nadu.

4. *Amendment of article 31A, article 168 and article 290A of the Constitution.*—In sub-clause (a) of clause (2) of article 31A, in sub-clause (a) of clause (1) of article 168 and in article 290A of the Constitution, for the word "Madras", the words "Tamil Nadu" shall be substituted.

5. *Amendment of First and Fourth Schedules to the Constitution.*—(1) In the First Schedule to the Constitution under the heading "THE STATE", for the figure and words "7, Madras" the figure and words "7, Tamil Nadu" shall be substituted.

(2) In the Fourth Schedule to the Constitution, for the figure and word "8, Madras", the figure and words "8, Tamil Nadu" shall be substituted.

6. *Power to adapt laws.*—(1) For the purpose of giving effect to the alteration of the name of the State of Madras by section 3, the appropriate Government may, before the expiration of one year from the appointed day, by order, make such adaptations and modifications of any law made before the appointed day, whether by way of repeal or amendment as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made.

(2) Nothing in sub-section (1) shall be deemed to prevent a competent Legislature or other competent authority from repealing or amending any law adapted or modified by the appropriate Government under the said sub-section.

7. *Power to construe laws.*—Notwithstanding that no provision or insufficient provision has been made under section 6 for the adaptation of a law made before the appointed day, any court, tribunal or authority required or empowered to enforce such law may construe the law in such manner, without affecting the substance, as may be necessary or proper in regard to the matter before the court, tribunal or authority.

8. *Legal proceedings.*—Where immediately before the appointed day any legal proceedings are pending to which the State of Madras is a party, the State of Tamil Nadu shall be deemed to be substituted for the State of Madras in those proceedings.

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनुपूरक

शून्य